

# Michigan Register

Issue No. 3— 2007 (Published March 1, 2007)



## GRAPHIC IMAGES IN THE MICHIGAN REGISTER

### COVER DRAWING

#### *Michigan State Capitol:*

This image, with flags flying to indicate that both chambers of the legislature are in session, may have originated as an etching based on a drawing or a photograph. The artist is unknown. The drawing predates the placement of the statue of Austin T. Blair on the capitol grounds in 1898.

(Michigan State Archives)

### PAGE GRAPHICS

#### *Capitol Dome:*

The architectural rendering of the Michigan State Capitol's dome is the work of Elijah E. Myers, the building's renowned architect. Myers inked the rendering on linen in late 1871 or early 1872. Myers' fine draftsmanship, the hallmark of his work, is clearly evident.

Because of their size, few architectural renderings of the 19<sup>th</sup> century have survived. Michigan is fortunate that many of Myers' designs for the Capitol were found in the building's attic in the 1950's. As part of the state's 1987 sesquicentennial celebration, they were conserved and deposited in the Michigan State Archives.

(Michigan State Archives)

#### *East Elevation of the Michigan State Capitol:*

When Myers' drawings were discovered in the 1950's, this view of the Capitol – the one most familiar to Michigan citizens – was missing. During the building's recent restoration (1989-1992), this drawing was commissioned to recreate the architect's original rendering of the east (front) elevation.

(Michigan Capitol Committee)

# Michigan Register

Published pursuant to § 24.208 of  
The Michigan Compiled Laws



Issue No. 3— 2007

(This issue, published March 1, 2007, contains  
documents filed from February 1, 2007 to February 15, 2007)

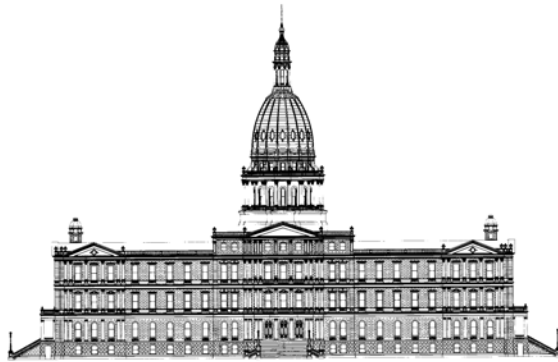
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**Jennifer M. Granholm, Governor**



**John D. Cherry Jr., Lieutenant Governor**

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## PREFACE

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### PUBLICATION AND CONTENTS OF THE MICHIGAN REGISTER

The State Office of Administrative Hearings and Rules publishes the *Michigan Register*.

While several statutory provisions address the publication and contents of the *Michigan Register*, two are of particular importance.

MCL 24.208 states:

Sec. 8 (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:

- (a) Executive orders and executive reorganization orders.
  - (b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.
  - (c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.
  - (d) Proposed administrative rules.
  - (e) Notices of public hearings on proposed administrative rules.
  - (f) Administrative rules filed with the secretary of state.
  - (g) Emergency rules filed with the secretary of state.
  - (h) Notice of proposed and adopted agency guidelines.
  - (i) Other official information considered necessary or appropriate by the State Office of Administrative Hearings and Rules.
  - (j) Attorney general opinions.
  - (k) All of the items listed in section 7(1) after final approval by the certificate of need commission or the statewide health coordinating council under section 22215 or 22217 of the public health code, 1978 PA 368, MCL 333.22215 and 333.22217.
- (2) The State Office of Administrative Hearings and Rules shall publish a cumulative index for the Michigan register.
  - (3) The Michigan register shall be available for public subscription at a fee reasonably calculated to cover publication and distribution costs.
  - (4) If publication of an agency's proposed rule or guideline or an item described in subsection (1)(k) would be unreasonably expensive or lengthy, the State Office of Administrative Hearings and Rules may publish a brief synopsis of the proposed rule or guideline or item described in subsection (1)(k), including information on how to obtain a complete copy of the proposed rule or guideline or item described in subsection (1)(k) from the agency at no cost.
  - (5) An agency shall transmit a copy of the proposed rules and notice of public hearing to the State Office of Administrative Hearings and Rules for publication in the Michigan register.

MCL 4.1203 states:

Sec. 203. (1) The Michigan register fund is created in the state treasury and shall be administered by the State Office of Administrative Hearings and Rules. The fund shall be expended only as provided in this section.

- (2) The money received from the sale of the Michigan register, along with those amounts paid by state agencies pursuant to section 57 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.257, shall be deposited with the state treasurer and credited to the Michigan register fund.
- (3) The Michigan register fund shall be used to pay the costs preparing, printing, and distributing the Michigan register.
- (4) The department of management and budget shall sell copies of Michigan register at a price determined by the State Office of Administrative Hearings and Rules not to exceed cost of preparation, printing, and distribution.
- (5) Notwithstanding section 204, beginning January 1, 2001, the State Office of Administrative Hearings and Rules shall make the text of the Michigan register available to the public on the internet.
- (6) The information described in subsection (5) that is maintained by the State Office of Administrative Hearings and Rules shall be made available in the shortest feasible time after the information is available. The information described in subsection (5) that is not maintained by the State Office of Administrative Hearings and Rules shall be made available in the shortest feasible time after it is made available to the State Office of Administrative Hearings and Rules.
- (7) Subsection (5) does not alter or relinquish any copyright or other proprietary interest or entitlement of this state relating to any of the information made available under subsection (5).
- (8) The State Office of Administrative Hearings and Rules shall not charge a fee for providing the Michigan register on the internet as provided in subsection (5).
- (9) As used in this section, "Michigan register" means that term as defined in section 5 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.205.

#### **CITATION TO THE MICHIGAN REGISTER**

The *Michigan Register* is cited by year and issue number. For example, 2001 MR 1 refers to the year of issue (2001) and the issue number (1).

#### **CLOSING DATES AND PUBLICATION SCHEDULE**

The deadlines for submitting documents to the State Office of Administrative Hearings and Rules for publication in the *Michigan Register* are the first and fifteenth days of each calendar month, unless the submission day falls on a Saturday, Sunday, or legal holiday, in which event the deadline is extended to include the next day which is not a Saturday, Sunday, or legal holiday. Documents filed or received after 5:00 p.m. on the closing date of a filing period will appear in the succeeding issue of the *Michigan Register*.

The State Office of Administrative Hearings and Rules is not responsible for the editing and proofreading of documents submitted for publication.

Documents submitted for publication should be delivered or mailed in an electronic format to the following address: MICHIGAN REGISTER, State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933.

### **RELATIONSHIP TO THE MICHIGAN ADMINISTRATIVE CODE**

The *Michigan Administrative Code* (1979 edition), which contains all permanent administrative rules in effect as of December 1979, was, during the period 1980-83, updated each calendar quarter with the publication of a paperback supplement. An annual supplement contained those permanent rules, which had appeared in the 4 quarterly supplements covering that year.

Quarterly supplements to the Code were discontinued in January 1984, and replaced by the monthly publication of permanent rules and emergency rules in the *Michigan Register*. Annual supplements have included the full text of those permanent rules that appear in the twelve monthly issues of the *Register* during a given calendar year. Emergency rules published in an issue of the *Register* are noted in the annual supplement to the Code.

### **SUBSCRIPTIONS AND DISTRIBUTION**

The *Michigan Register*, a publication of the State of Michigan, is available for public subscription at a cost of \$400.00 per year. Submit subscription requests to: State Office of Administrative Hearings and Rules, Ottawa Building - Second Floor, 611 W. Ottawa, P.O. Box 30695, Lansing, MI 48933. Checks Payable: State of Michigan. Any questions should be directed to the State Office of Administrative Hearings and Rules (517) 335-2484.

### **INTERNET ACCESS**

The *Michigan Register* can be viewed free of charge on the Internet web site of the State Office of Administrative Hearings and Rules: [www.michigan.gov/cis/0,1607,7-154-10576\\_35738---,00.html](http://www.michigan.gov/cis/0,1607,7-154-10576_35738---,00.html)

Issue 2000-3 and all subsequent editions of the *Michigan Register* can be viewed on the State Office of Administrative Hearings and Rules Internet web site. The electronic version of the *Register* can be navigated using the blue highlighted links found in the Contents section. Clicking on a highlighted title will take the reader to related text, clicking on a highlighted header above the text will return the reader to the Contents section.

Peter Plummer, Executive Director  
State Office of Administrative Hearings and Rules



## 2007 PUBLICATION SCHEDULE

Issue No.	Closing Date for Filing or Submission Of Documents (5 p.m.)	Publication Date
1	January 15, 2007	February 1, 2007
2	February 1, 2007	February 15, 2007
3	February 15, 2007	March 1, 2007
4	March 1, 2007	March 15, 2007
5	March 15, 2007	April 1, 2007
6	April 1, 2007	April 15, 2007
7	April 15, 2007	May 1, 2007
8	May 1, 2007	May 15, 2007
9	May 15, 2007	June 1, 2007
10	June 1, 2007	June 15, 2007
11	June 15, 2007	July 1, 2007
12	July 1, 2007	July 15, 2007
13	July 15, 2007	August 1, 2007
14	August 1, 2007	August 15, 2007
15	August 15, 2007	September 1, 2007
16	September 1, 2007	September 15, 2007
17	September 15, 2007	October 1, 2007
18	October 1, 2007	October 15, 2007
19	October 15, 2007	November 1, 2007
20	November 1, 2007	November 15, 2007
21	November 15, 2007	December 1, 2007
22	December 1, 2007	December 15, 2007
23	December 15, 2007	January 1, 2008
24	January 1, 2008	January 15, 2008

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**ADMINISTRATIVE RULES**  
**FILED WITH THE SECRETARY OF STATE**

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*MCL 24.208 states in part:*

*“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:*

*\* \* \**

*(f) Administrative rules filed with the secretary of state.”*

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**ADMINISTRATIVE RULES**

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2005-057 SOAHR

DEPARTMENT OF NATURAL RESOURCES

FOREST, MINERAL AND FIRE MANAGEMENT DIVISION

OPEN AND PRESCRIBED BURNING

Filed with the Secretary of State on February 6, 2007

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the director of the Department of Natural Resources by sections 51503 and 51513 of Part 515 of 451 PA 1994, MCL 324.51513)

R 281.421, R 281.422, R 281.423, R 281.424, R 281.425, R 281.426, R 281.427, R 281.428, and R 281.429 are added to the Michigan Administrative Code.

R 281.421 Definitions.

Rule 1. As used in these rules:

- (a) "Continuous cover of fuels" means a cover of vegetation capable of sustaining and carrying fire over the area intended to be burned.
- (b) "Director" means the director of Michigan department of natural resources or his/her designee.
- (c) "Prescribed burn" or "prescribed burning" means the burning, in compliance with a prescription and to meet planned fire or land management objectives, of a continuous cover of fuels.
- (d) "Land management objective" means a description of the desired future condition of the vegetation on a site at a specified point in time.
- (e) "Escaped fire" means a prescribed fire that leaves the boundary of the area prescribed and authorized in the permit, and unable to be contained with the resources on-scene to conduct the burn.
- (f) "Burn permit" means authorization to burn flammable material or conduct a prescribed burn, issued by state or local officials, written or verbally.
- (g) "Prescription" means a written plan establishing the criteria necessary for starting, controlling, and extinguishing a burn.
- (h) "Smoke management plan" means the state's interagency plan for tracking and managing the emissions from prescribed and wildland fires.
- (i) "Vegetative land clearing" means activities to remove the existing vegetation on a site to convert the site for a different use.
- (j) "NFDRS" is the national fire danger rating system.
- (k) "CFFBPS" is the Canadian forest fire behavior prediction system.
- (l) "Prescribed burn manager trainee" is an individual who performs some or all of the functions of a prescribed burn manager in a training role, under the oversight and guidance of a certified prescribed burn manager. The certified burn manager retains responsibility for all aspects of the burn.

R 281.422 Purpose; intent scope.

Rule 2. To implement the intent of the prevention and suppression of forest fires, the director promulgates these rules for the following purposes:

- (a) Promote the public health, safety, and general welfare of those involved in contact with prescribed burning.
- (b) Prevent economic damage, death, or injury due to the misuse of open or prescribed burning.
- (c) Ensure the use of proper prescribed burning procedures.
- (d) Provide a process to become a certified prescribed burn manager.
- (e) Implement a process for certification renewal.
- (f) Provide a means for decertifying certified prescribed burn managers who violate Michigan law, and threaten public health, safety, or property.
- (g) Prevent the escape of fire with resulting damage to property, potential for injury and loss of life, and the resulting costs to suppress fires.

R 281.423 Open burning permits; procedures for obtaining; conditions.

Rule 3. (1) A burning permit shall be obtained from a department representative or local unit of government. The permittee shall meet all conditions of the permit at all times. Noncompliance with permit conditions is considered grounds to rescind the permit.

(2) A permit for burning is required whenever the ground is not snow-covered, and may be rescinded by the issuing agency at any time it considers burning conditions are too extreme.

(3) Permits for burning may be issued in writing, over the telephone, or over the internet. Permits for burning debris from vegetative land clearing shall be issued in writing. Permits issued over the telephone shall include a permit number or be recorded in a log.

R281.424 Prescribed burning permits; procedures for obtaining; conditions.

Rule 4. (1) Permits for prescribed burning are required at all times, including when the ground is snow-covered. The certified prescribed burn manager shall do all of the following:

- (a) Obtain verification of the issuance of a burn permit from either the department or the local unit of government, whichever has jurisdiction over burning permits in the township where the burn is planned.
- (b) Make a copy of the prescription for the burn available to the issuing authority upon their request.
- (c) Notify the owners of all power lines and pipelines with the burn area at least two weeks prior to conducting the burn.

R 281.425 Prescriptions; minimum requirements.

Rule 5. A prescription for each burn shall be on-site and available for inspection by a department representative, or a representative of the fire department having jurisdiction. Mandatory prescription requirements shall include all of the following:

- (a) The stand or site description, to include the landowner's name and mailing address and the legal description of the treatment area. The legal description shall include the county, township, section, and quarter-section.
- (b) The acreage to be treated.
- (c) A map of the area to be burned indicating special concerns located within 1 mile of the treatment area. Special concerns include, but are not limited to, all of the following:
  - (i) Adjacent landowners.
  - (ii) Power lines.
  - (iii) Utilities.
  - (iv) Roads.
  - (v) Residences.

- (vi) Schools.
- (vii) Hospitals.
- (viii) Nursing homes.
- (iv) Public facilities, in general.
- (d) The personnel and equipment to be used to conduct the burn.
- (e) The land management objectives of the burn.
- (f) The type of vegetation or fuel model (NFDRS or CFFBPS) to be burned and the amount of fuel to be consumed in either tons/acre or percent of the available fuel load.
- (g) The operational plan of the burn procedure, including, but not limited to, the following:
  - (i) Fire breaks to be used to confine the burn to the prescribed area.
  - (ii) Ignition and holding plan.
  - (iii) Mop-up needs.
  - (iv) Provisions for the safety of the individuals conducting the burn.
  - (v) Provisions for the protection of power lines, pipelines, and other utilities within the burn area.
  - (h) A contingency plan for how escapes will be suppressed. The contingency plan shall include necessary supporting resources and emergency contact information.
  - (i) Persons and agencies that are to be contacted prior to the burn. These contacts shall include the permitting agency, the fire department of jurisdiction, and the local central dispatch center.
  - (j) Weather parameters, including but not limited to surface wind speed, direction, relative humidity, temperature, and fine fuel moisture thresholds.
  - (k) Expected fire behavior factors, including burn technique, flame length, and rate of spread.
  - (l) Time and date prescription was prepared.
  - (m) Time period for the burn.
  - (n) Evaluation of the anticipated smoke impacts and a plan to mitigate these impacts. This mitigation plan shall include both of the following:
    - (i) Conformance to the state's smoke management plan.
    - (ii) Ventilation index limits.
  - (o) The criteria the certified prescribed burn manager will use for making go/no-go burn decisions.
  - (p) Signature and certification number of the certified prescribed burn manager.
  - (q) Signature of the landowner for whom the burn is to be conducted, or designee.

R 281.426 Prescribed burn manager certification; original application and requirements.

Rule 6. (1) An applicant for prescribed burn manager certification shall submit an application to the department on a form prescribed by the department.

(2) An applicant for prescribed burn manager certification shall satisfy either of the following conditions:

- (a) Provide documented proof to the department of having met all of the following:
  - (i) Completion of the following certified training courses offered by the National Wildfire Coordinating Group (NWCG) or their equivalent, as approved by the department:
    - (A) S130 – Basic firefighter. The Michigan Fire Fighter's Training Council certified course entitled, "introduction to wildland fire suppression for Michigan fire departments" may be substituted for the NWCG S130 course.
    - (B) S190 – Introduction to wildland fire behavior.
    - (C) S290 – Intermediate wildland fire behavior.
  - (ii) Completion of the Michigan certified prescribed burn manager course offered by the department.
  - (iii) Proof of having direct experience on 5 prescribed burns by satisfying either of the following requirements:

(A) On at least 2 of the 5 prescribed burns, an applicant shall have actively participated in the management of the burn as a prescribed burn manager trainee.

(B) An applicant shall submit written documentation, detailing his or her experience on 5 prescribed burns. The department shall review each case to determine if the applicant's experience is satisfactory.

(b) An applicant may provide documentation to the department of certification by another governmental unit or agency, provided the other unit or agency has similar or more stringent certification requirements than those provided in subdivision (a) of this subrule.

(3) Burn manager certification shall be valid for a period of 5 years from the date of issuance.

(4) A person who has been convicted of a felony under Chapter X – Arson and Burning of the Michigan Penal Code, MCL 750.71 to 750.80, or under section 51510 of Part 515 of the Natural Resources and Environmental Protection Act, MCL 324.51510, shall not be certified as a prescribed burn manager.

R 281.427 Certification; renewal requirements.

Rule 7. (1) An applicant shall complete all of the following requirements to renew certification as a prescribed burn manager:

(a) Apply to the department on a form prescribed by the department.

(b) Provide proof of satisfying either of the following requirements to the department:

(i) Completion of at least 8 hours of training related to prescribed fires, as approved by the department.

(ii) Attendance at Michigan prescribed fire council annual meeting.

(c) Provide 1 of the following proofs to the department of having participated in prescribed burns.

Such proof shall be submitted on a form prescribed by the department.

(i) Submit a prescribed burn manager certification number for at least 2 completed burns.

(ii) Participate in 5 burns, documented and verified by a currently certified prescribed burn manager.

(iii) Complete the department's Michigan prescribed burn manager course.

(2) An applicant who fails to renew certification within 1 year from the expiration date of his/her previous certification may renew his or her certification, but only after completing all of the requirements for original certification contained in R 281.426.

(3) Burn manager recertification will be valid for a period of 5 years from the date of issuance of the renewal.

(4) A person who has been convicted of a felony under Chapter X – Arson and Burning of the Michigan Penal Code, MCL 750.71 to 750.80 or under section 51510 of Part 515 of the Natural Resources and Environmental Protection Act, MCL 324.51510, shall not be recertified as a prescribed burn manager.

R 281.428 Decertification; point assessment; decertification and recertification process.

Rule 8. (1) A certified prescribed burn manager who has been convicted of a felony under Chapter X – Arson and Burning of the Michigan Penal Code, MCL 750.71 to 750.80, or under section 51510 of Part 515 of the Natural Resources and Environmental Protection Act, MCL 324.51510, shall be immediately decertified and will be ineligible for recertification.

(2) The director may decertify a certified prescribed burn manager's certification for a period of not less than 1 year in either of the following situations:

(a) The manager's practices and procedures violate Michigan law or department rules, or constitute a threat to public health, safety, or property.

(b) The manager accumulates more than 15 points during any 2 year period. Points shall be assessed according to Table 1 and may be assessed for more than 1 infraction per incident.

(3) A manager who has had been decertified by the director under subrule (2) of this rule may be recertified 1 time by completing all of the requirements for original certification contained in R 281.426.



(4) A manager who has been decertified twice by the director under subrule (2) of this rule is not eligible to be recertified as a prescribed burn manager.

R 281.429 Decertification; right to hearing.

Rule 9. (1) If a prescribed burn manager has been decertified by the department, that person shall be afforded both of the following:

(a) An opportunity to show compliance with all lawful requirements for retention of the certification.  
 (b) A right to request a hearing in accordance with chapter 4 of the administrative procedures act of 1969, MCL 24.271 to 24.292.

(2) If a person does not request a hearing, the department may decertify the person's certification based on the findings of its investigation.

(3) Upon notification of a final decision of decertification, the person shall return the certification immediately to the department.

(4) A person who is decertified under this rule shall include the information related to the decertification in his or her application for recertification.

(5) A hearing provided for in this rule shall comply with chapter 4 of the administrative procedures act of 1969, MCL 24.271 to 24.292.

## **Violations & Point Assessment**

**Table 1**

<b>CERTIFIED BURNER VIOLATIONS</b>		<b>POINTS</b>
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2	Certified burner obtains a permit knowingly using false information (i.e. location, certified burn number, equipment on site, personnel).	15
3	Fire escapes from prescribed area, causing injury or damage to property or improvements.	10
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5	Any burn initiated without the equipment and/or personnel specified in the prescription.	10
6	Improper smoke screening, failure to properly mitigate smoke impacts, or burning that does not conform to the state's smoke management plan.	10
7	Fire escapes from the prescribed area, but does not cause injury or damage to property or improvements.	5
8	The department or other emergency fire response agency is required to take suppression action.	5
9	Failure to pay suppression costs on an escaped burn within 60 days of receipt of a bill for suppression costs.	5
10	Failure to attempt to shut down burn after notification by the department, or the fire department having jurisdiction.	5

<b>CERTIFIED BURNER VIOLATIONS</b>		<b>POINTS</b>
11	Certified burner who attempts to burn without a written prescription at the site of the burn while burn is being conducted.	5

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**ADMINISTRATIVE RULES**

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2005-008 SOAHR

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

PUBLIC SERVICE COMMISSION

**RULES AND REGULATIONS GOVERNING ANIMAL CONTACT CURRENT MITIGATION**

These rules were filed with the Secretary of State on February 6, 2007

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45(a) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the Public Service Commission by sections 1 and 7 of 1909 PA 106, sections 5 and 8 of 1919 PA 419, and sections 4 and 6 of 1939 PA 3, MCL 460.551, 460.557, 460.55, 460.58, 460.4, and 460.6)

R 460.2701, R 460.2702, R 460.2703, R 460.2704, R 460.2705, R 460.2706, and R 460.2707 are added to the Michigan Administrative Code as follows:

R 460.2701 Definitions.

Rule 1. (1) As used in these rules:

(a) “Alternating current” (AC) means a current that flows in and through a conductive material, first in one direction and then in the opposite direction on a regular time interval.

(b) “Ampere” means a measure of the rate of flow of electric current through a conductive material. A milliamp (the unit of measure commonly used for stray voltage measurements) is 1/1,000 (0.001) of an ampere.

(c) “Animal” means vertebrates including, but not limited to, dairy and beef cattle, sheep, swine, poultry and horses.

(d) “Animal contact current” (AcC) means an AC electrical current that is measured, calculated, and may potentially flow through an animal due to an electrical contact voltage between 2 points simultaneously in contact with the animal at locations normally accessible by the animal.

(e) “Animal contact voltage” (AcV), commonly referred to as stray voltage, means the measured difference in an AC electrical potential when measured with a shunt resistor between 2 points that an animal can simultaneously contact in locations normally accessible by the animal.

(f) “Commission” means the Michigan public service commission.

(g) “Communication service provider” means a supplier of telecommunication or other electronic media services.

(h) “Cycle” means 1 complete positive and 1 complete negative alternation of current or voltage.

(i) “Direct current” (DC) means a current that flows in only 1 direction, in and through a conductive material.

(j) “Harmonics” means a repeating sine wave that fits within the main sine wave. The main sine wave is 60 cycles per second (60 Hz) and is called the fundamental frequency. Harmonic currents,

which are multiples of the fundamental current, result in sine wave distortion. This distortion may be caused by electronic components in equipment, such as variable speed motor drives and computers.

(k) “Neutral-to-earth voltage” (NEV) means an AC electrical potential difference between a utility grounded neutral or complainant grounded neutral and the earth.

(l) “Ohm” means a measure of electrical resistance of a conductive material that limits the flow of electric current.

(m) “Ohm’s Law” means the mathematical relationship between volts, amperes, and ohms. If any 2 of these quantities are known, then the third can be calculated. A formula for this relationship is:

$$\frac{\text{Volts (pressure)}}{\text{Ohms (resistance)}} = \text{Amperes (current flow)}$$

(n) “Preventive action level” means a steady state animal contact current that meets or exceeds 2 milliamperes RMS using a nominal 500 ohms resistor at 60 Hz from all sources, including off-premises and on-premises sources.

(o) “Root mean square” (RMS) means a measure of the effective energy value of a wave or cycle. For regularly-shaped sine waves, the RMS value is 0.707 multiplied by the peak value of the sine wave.

(p) “Shunt resistor” means an electrical component resistor with a nominal resistance value of 500 ohms (which simulates the electrical resistance of an animal) placed in a circuit to measure animal contact voltage (AcV) and placed across the input terminals of the voltage measurement device. Animal contact current (AcC) is calculated by dividing the measured shunted voltage at an animal contact location by the value of the shunt resistor.

(q) “Sine wave” means a smooth curve starting at zero and building up to a maximum before decreasing back to zero. The curve continues below the zero line, building to a negative maximum, returning to zero to complete 1 cycle. The smooth curve repeats. The voltage and current in an AC electrical circuit trace out the shape of a sine wave repeating 60 times each second, or 60 Hz.

(r) “60 hertz” or “60 Hz” means alternating current (AC) electricity that completes 60 cycles per second. The frequency is the number of cycles per second expressed as hertz (Hz). The utility industry in North America generates and distributes power at 60 Hz, or 60 cycles per second.

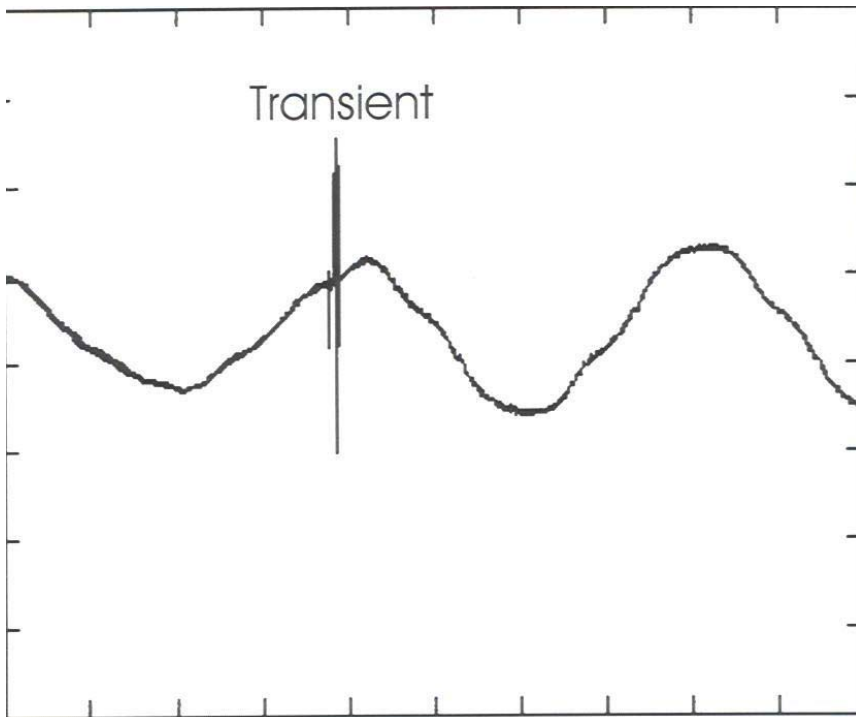
(s) “Steady state” means a 1 minute average of RMS voltage or amperage values.

(t) “Stray voltage,” also referred to as AcV, means the measured difference in an AC electrical potential when measured with a shunt resistor between 2 points that an animal can simultaneously contact in locations normally accessible by the animal through step or touch both inside and outside of farm buildings.

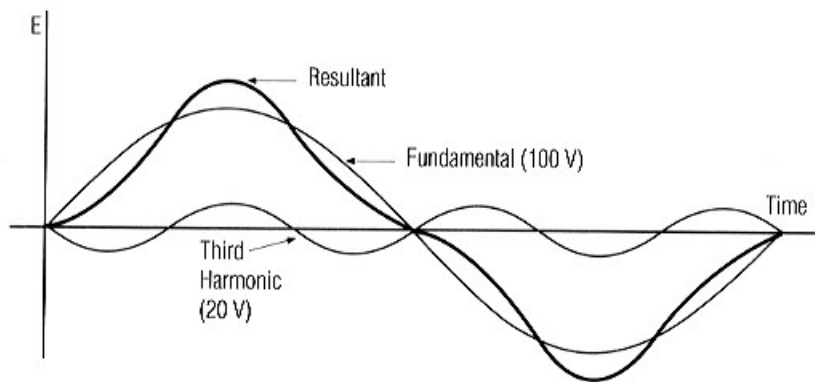
(u) “Transient” means a rapid change in current that produces a deviation from a normal sine wave. It normally lasts for only a fraction of a cycle. If repeating, it usually does so for only a few cycles. It is generally caused by on- or off-site electrical circuit failures, switches opening and closing, and motors starting and stopping.

(v) “Utility” means an electric company, whether private, corporate, cooperative or municipal, that provides electricity to a consumer.

(w) “Volt” means a measure of electric pressure or energy level (voltage) between 2 points that can push electrons through a conductive material.



"Electrical Tech Note – 231"; Agriculture Engineering Department, Michigan State University; Figure 7, Page 6



Typical Harmonic Waveform

"The Handbook for Electric Metering -- ninth edition", Edison Electric Institute, EEI Publication No. - 06-92-01, Figure 4-10 Page 62

(2) These definitions are an application of the Institute of Electrical and Electronics Engineers (IEEE) 100, "The Authoritative Dictionary of IEEE Standards and Terms," 7th Edition. Printed copies of the dictionary are available from the Institute of Electrical and Electronics Engineers 445 Hoes Lane, Piscataway, New Jersey, 08854, at a cost of \$160 at the time of adoption of this rule. A printed copy of the dictionary is also available at the Michigan Public Service Commission, 6545 Mercantile Way, Lansing, Michigan, 48911.

R 460.2702 Measuring animal contact voltage.

Rule 2. (1) A utility shall respond to a request for investigation and work with the complainant to conduct an initial investigation to determine stray voltage levels. If resolution is not met, the complainant may request further investigation as provided for in this rule.

(2) Upon conclusion of (1) and upon request of the complainant, a utility shall conduct an investigation of each complainant inquiry or complaint concerning animal contact current or voltage, commonly referred to as stray voltage. The following shall apply:

(a) The level of animal contact current shall be determined from measurements of animal contact voltage using Ohm's Law. The voltage measurement shall be made between 2 points, which an animal can simultaneously contact and under which animal contact voltage is most likely to occur. When measuring from the floor or earth, a single metallic plate with an area of 12 to 16 square inches shall be used to simulate the foot of the animal. One lead of the measuring instrument shall be connected to the plate, which shall be placed on the floor or earth where an animal may stand. The other lead of the measuring instrument shall be connected to a conductive object that an animal could reasonably contact while 1 of its feet is at the location of the plate. For all measurements of animal contact voltage a shunt resistor shall be used to simulate the resistance of the animal. A suitable material, such as a medical grade electrode contact gel, shall be used to simulate real conditions and maintain conductivity to the floor or earth for the duration of the testing period.

(b) An approved method for determining the utility contribution to the animal contact current is contained in R 460.2707, Protocol to Evaluate Utility Contribution to Animal Contact Current.

R 460.2703 Action required to mitigate animal contact current.

Rule 3. (1) If the steady state animal contact current from all sources as measured by the utility in accordance with this rule meets or exceeds the preventive action level, and if the utility contribution exceeds 1 milliampere RMS, then the utility shall commence action within 2 business days, or at a mutually agreed upon timeframe between the complainant and the utility, to reduce the utility contribution to 1 milliampere or less.

(2) If a utility is required to take action, then the utility shall make modifications or corrections to its facilities in accordance with the standards and codes approved by the commission.

(3) If the utility determines that some or all of the utility contribution is carried through a communication service provider's facilities, then the communication service provider shall eliminate the communication service system as a pathway for animal contact current from the utility's system within the time limit described in subrule (1) of this rule. For any disagreement between the utility and the communication service provider under this subrule, either party may seek a resolution from the commission.

R 460.2704 Request for investigation.

Rule 4. (1) After completion of the procedures in R 460.2702 and R 460.2703, a complainant or the utility may request, with notification to the other party, that the commission appoint at least 3 and up to 5 experts to investigate in the manner in R 460.2705. If the commission appoints at least 3 and up to 5 experts, those experts shall have the rights and responsibilities as described in that rule and shall issue their investigation report and conclusions to the commission, the complainant, and the utility.

(2) The funding mechanisms in R 460.2705 shall be used to defray the costs of the experts as determined by the commission.

R 460.2705 Appointment of experts.

Rule 5. (1) If a complainant or the utility requests an investigation through the commission under R 460.2704 of these rules, then the commission may appoint at least 3 and up to 5 experts to investigate

the complaint and report findings to the commission within the scope of these rules. The commission shall consider expert individuals based on, but not limited to, all of the following criteria:

- (a) Expertise specific to the specie affected.
  - (b) Objectivity – individuals not directly impacted by the resolution.
  - (c) Neutral third-party.
  - (d) Training and expertise in primary distribution systems and certification in secondary wiring systems.
- (2) The experts shall limit their conclusions and reports to the subject of the dispute and the facts and circumstances of the specific case for which they were appointed.
- (3) Either party may request specific disciplines be represented on the expert team.
- (4) The experts shall submit a report to the commission with the results and conclusions of their inquiry, which may suggest corrective measures for resolving the complaint. The reports of the experts shall be received in evidence and the experts shall be made available for cross-examination by the parties at any hearing. The experts shall report to the commission within 30 days of their employ. The commission may grant up to a 30-day extension.
- (5) The reasonable expenses of experts, including a reasonable hourly fee or fee determined by the commission, shall be submitted to the commission for approval and, if approved, shall be funded under subrule (6) of this rule.
- (6) The utility shall reimburse the experts appointed by the commission for the reasonable expenses incurred in the course of investigating the complaint.

**R 460.2706 Request for a contested case hearing.**

Rule 6. (1) After completing the procedures described in R 460.2702 to R 460.2705, if a complainant of a utility claims to have animals that have experienced behavior or production problems due to animal contact current caused by a utility's distribution system, then the complainant may file a formal complaint and request a contested case hearing before the commission to resolve the dispute. In accordance with the rules and procedures for contested cases, the commission shall consider facts and evidence to determine the following:

- (a) Whether the utility's supply of electricity or electrical service is causing animal contact voltage or current of sufficient magnitude and duration to result in behavior or production problems.
  - (b) Whether the utility has taken reasonable steps to avoid or mitigate any animal contact current.
  - (c) Whether the claims or defenses are supported by valid scientific research and prevailing scientific opinion.
  - (d) Other findings the Commission deems necessary and relevant.
- (2) If a decision is favorable to the complainant, then the utility shall determine the manner and nature of any necessary modifications or corrections to its facilities, as approved by the commission.
- (3) If a decision is favorable to the utility, then further action by the utility is not required.

**R 460.2707 Protocol to evaluate utility contribution to animal contact current**

Rule 7. (1) The following shall be the protocol for testing animal contact current when the utility utilizes a grounded distribution system with a primary neutral conductor, except that a utility may submit an alternative protocol to the commission for approval to determine the utility contribution to animal contact current:

- (a) Identify animal contact location to be tested.
- (b) Measure and record the steady state animal contact voltage (AcV) at the animal contact location concurrently with the neutral-to-earth voltage at utility primary distribution system (NpEV) and at the animal building panel (NbEV) for a period of 72 hours during a mutually agreed upon time frame to determine the maximum probable level of animal contact current under normal operating conditions.

(c) Determine the highest level of animal contact voltage that occurred during the 72-hour monitoring, and the primary neutral-to-earth voltage at the utility transformer location that occurred at that same time.

(d) Turn off farm electrical load and apply a temporary electrical load at the utility transformer to produce the same level of neutral-to-earth voltage at the utility transformer as found in subdivision (c) of this subrule. Measure the animal contact voltage again.

(e) Using the animal contact voltage measured in subdivision (d) of this subrule, compare it to the animal contact voltage measured in subdivision (b) of this subrule to determine the utility contribution to animal contact current using Ohm's law.

(2) The following measurement and monitoring procedures shall be used:

(a) Conduct an evaluation of animal contact voltage (AcV) to determine the location that may result in the maximum probable current flow through the animal. This location shall be called the chosen animal contact location and shall be monitored for a period of 72 hours during a mutually agreed upon time frame. The following shall apply:

(i) Identify all probable animal contact locations where an animal is likely to simultaneously make contact with 2 points between which a voltage may be present. This includes locations of concern identified by the complainant.

(ii) Measure animal contact voltage (AcV) with a nominal 500-ohms shunt resistor (R shunt) placed across the input leads of the voltage measuring instrument.

(iii) Measurements to the floor or earth shall be made with a metal plate with an area of 12 to 16 square inches, and with a conductive material between the metal plate and the floor or earth.

(iv) Measuring instruments shall be capable of digitally recording necessary measurements to determine the steady state voltage. Measuring instruments shall be calibrated to factory specifications by a recognized and certified laboratory. The commission shall determine the acceptability of each measuring device. The data recorded shall become part of the report.

(b) Establish the locations from which to monitor neutral-to-earth voltage (NpEV and NbEV) measurements. The following procedures shall be followed:

(i) Establish an earth reference ground by installing a metal rod or pipe, with a diameter not less than ½ inch, in the earth to a depth of not less than 1 foot and located not less than 50 feet from any underground water pipes, utility lines, metal equipment making contact with the earth, or grounding electrodes of any electrical system.

(ii) Determine which farm electrical panel serves the equipment or general location of the animal contact location. This electrical panel shall be called the animal building panel. The neutral-to-earth voltage at the animal building panel (NbEV) shall be measured from the panel grounding terminal to the reference ground established in subdivision (b)(i) of this subrule. This measurement can be used to validate that the animal contact voltage (AcV) was not inadvertently disconnected or disturbed during the 72-hour monitoring period.

(iii) The neutral-to-earth voltage at the utility's primary distribution neutral conductor (NpEV) shall be measured from the utility's primary neutral grounding electrode conductor at the utility transformer serving the farm to the reference ground established in subdivision (b)(i) of this subrule.

(c) Simultaneously measure and record the 3 steady state voltages, AcV, NpEV and NbEV, for a period of 72 hours during a mutually agreed upon time frame. If more than 1 instrument is used, then the instrument clocks shall be synchronized. The following shall be used:

(i) The animal contact voltage (AcV) with a nominal 500-ohm shunt resistor (R shunt) placed across the input leads of the voltage measuring instrument.

(ii) The neutral-to-earth voltage at the animal building panel (NbEV).

(iii) The neutral-to-earth voltage of the utility primary distribution system neutral (NpEV) at the utility transformer serving the farm.



(3) Determine the utility contribution to animal contact current. This procedure may be conducted using non-recording digital voltage measuring instruments. All of the following apply:

(a) Examine the voltage recordings and locate the highest steady state value of animal contact voltage (AcV) which will be called the animal contact test voltage (AcVt).

(b) Determine the steady state value of utility primary distribution system neutral voltage (NpEV) that was present at the time the animal contact test voltage occurred. This will be called the primary neutral-to-earth test voltage (NpEVt).

(c) Install 1 voltage instrument to measure the voltage of the utility primary distribution system neutral to the reference ground (NpEV) and another voltage instrument to measure the animal contact voltage (AcV) with a nominal 500-ohm shunt resistor (R shunt) placed across the input leads of the voltage measuring instrument.

(d) Turn off all farm electrical loads while leaving the transformer energized and leaving the secondary neutral conductor connected to the farm electrical system. This can be accomplished by opening the main farm electrical disconnect and removing the electric meter, or by some other effective means.

(e) Add a temporary load to the transformer (that does not utilize the secondary neutral) until the primary neutral to reference ground test voltage (NpEVt) is achieved, and record the animal contact voltage that occurs. This measurement will be called the utility contribution to animal contact voltage (AcVu).

(f) If the primary neutral to reference test voltage (NpEVt) cannot be achieved as described in subrule 3(e) of this rule, then the utility contribution to the animal contact voltage (AcVu) will be determined by using the linear relationship between the primary neutral to reference voltage (NpEV) and the animal contact voltage (AcV) with and without the temporary load applied to the transformer where the following apply:

(i) AcVo means the animal contact voltage measured with all farm electrical loads turned off as determined in (d) of this subrule.

(ii) AcVtemp means the animal contact test voltage as determined in subdivision (e) of this subrule at the level of temporary load applied.

(iii) NpEVo means the primary neutral-to-earth voltage with all farm electrical loads off as determined in (d) of this subrule.

(iv) NpEVt means the primary neutral-to-earth voltage as determined in subdivision (b) of this subrule.

(v) NpEVtemp means the primary neutral-to-earth voltage as determined in subdivision (e) at the level of temporary load applied.

(g) If paragraphs (i) to (v) of subdivision (f) of this rule apply, then the utility contribution to animal contact voltage (AcVu) shall be scaled by multiplying the change in animal contact voltage (AcV) resulting from the temporary load at the utility's transformer (AcVtemp – AcVo) by the ratio of (NpEVt – NpEVo) divided by (NpEVtemp – NpEVo). The resulting scaling in animal contact voltage shall be added to the animal contact voltage (AcVo) to determine the utility contribution to animal contact voltage (AcVu) as follows:

(i)  $AcVu = \{[(NpEVt - NpEVo) / (NpEVtemp - NpEVo)] \times (AcVtemp - AcVo)\} + AcVo$ .

(h) Animal contact current contributed by the utility system (AcCu) is determined by using Ohm's law. To determine the current contributed by the utility, divide the utility contribution to animal contact voltage (AcVu) by the value of shunt resistance or R shunt. The formula for determining AcCu is  $AcCu \text{ amps} = AcVu \text{ volts} / R \text{ shunt ohms}$ .

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**ADMINISTRATIVE RULES**

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SOAHR 2006-029

DEPARTMENT OF STATE POLICE

FIELD OPERATIONS DIVISION

TESTS FOR BREATH ALCOHOL

Filed with the Secretary of State on February 2, 2007

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State

(By authority conferred on the department of state police by 1945 PA 327, MCL 259.190, 1949 PA 300, MCL 257.625h, and 1994 PA 451, MCL 324.80181 and MCL 324.82137)

R 325.2651, R 325.2652, R 325.2653, R 325.2654, R 325.2655, and R 325.2658 of the Michigan Administrative Code are amended to read as follows:

R 325.2651 Definitions.

Rule 1. (1) As used in these rules:

(a) "Acts" means 1945 PA 327, MCL 259.190, 1949 PA 300, MCL 257.625a, 1993 PA 354, MCL 462.359, 1994 PA 451, MCL 324.80181, MCL 324.81136, and MCL 324.82137.

(b) "Alcohol standard" means a certified alcohol standard.

(c) "Calendar month" means 12:01 a.m. on the first date of any of the 12 named months of the year to midnight on the last date of the same month.

(d) "Calendar week" means 12:01 a.m. Sunday to midnight Saturday.

(e) "Class" means a classification of operator status as certified by the department, based on training and function as specified in subrule (4) of R 325.2658.

(f) "Department" means the department of state police.

(g) "Equipment" means evidential and preliminary breath test instruments, simulator devices, forms, and any accessories and supplies necessary for compliance with the procedures in these rules or law.

(h) "Evidential breath alcohol analysis" means chemical analysis of an essentially alveolar breath sample that indicates a specific result in grams of alcohol per 210 liters of breath.

(i) "Evidential breath alcohol test instrument" means an evidential breath testing device that indicates a specific result in grams of alcohol per 210 liters of breath.

(j) "Preliminary breath alcohol analysis" means chemical analysis of essentially alveolar breath samples that indicates the presence or absence of alcohol in a person's blood.

(k) "Preliminary breath alcohol test instrument" means a breath alcohol screening device that indicates the presence or absence of alcohol in a person's blood.

(l) "Shall" means that a function is mandatory.

(m) "Should" means that a function is recommended, but not mandatory, with reasonable deviation allowed.

(2) Terms used in the acts have the same meanings when used in these rules.

R 325.2652 Approved equipment.

Rule 2. (1) Evidential and preliminary breath alcohol test instruments shall be tested by, and shall meet the existing model specifications for evidential breath alcohol analysis as established by, the United States department of transportation, national highway traffic safety administration. The specifications, identified as "Model Specifications for Evidential Breath Testing Devices," 49 FR 48855 et seq., (December 14, 1984), as amended by 58 FR 48705 et seq., (September 17, 1993), 62 FR 43416 et seq., (August 13, 1997), and 69 FR 42237 et seq., (July 14, 2004) are adopted in these rules by reference. A copy of the specifications and a current conforming products list are available from the Superintendent of Documents, United States Government Printing Office, Washington, DC 20402, or from the Michigan State Police, Field Operations Division, 714 South Harrison Road, East Lansing, Michigan 48823, at a cost as of the time of adoption of these rules of \$25.00.

(2) If the United States department of transportation discontinues the testing of evidential breath alcohol test instruments or the issuance of model specifications for such testing, only those instruments tested and approved by the department shall be used.

(3) Equipment, including accessories and supplies, for determining evidential or preliminary breath alcohol analysis shall be approved by the department before use.

(4) An application for equipment approval shall be submitted to the department.

R 325.2653 Equipment accuracy.

Rule 3. (1) An evidential breath alcohol test instrument shall be verified for accuracy at least once at any time during each calendar week, or more frequently as the department may require, by an appropriate class operator pursuant to R 325.2658(4). The tests need not be performed within 7 days of each other, but shall be performed less than 14 days apart. The test for accuracy shall be made in a prescribed manner using an alcohol standard that is approved by the department. For the instrument to meet the requirements for accuracy, a test result of .076 to .084 shall be obtained when using a controlled device that delivers an alcohol vapor concentration of .080 grams of alcohol per 210 liters of vapor. Other vapor concentrations shall show proportionally accurate results.

(2) A preliminary breath alcohol test instrument shall be verified for accuracy at least monthly, or more frequently as the department may require, by an appropriate class operator pursuant to R 325.2658(4). The test for accuracy shall be made in a prescribed manner using an alcohol standard that is approved by the department. For the instrument to meet the requirements for accuracy, a test result of .076 to .084 shall be obtained when using a controlled device that delivers an alcohol vapor concentration of .080 grams of alcohol per 210 liters of vapor.

(3) Approved evidential breath alcohol test instruments shall be inspected, verified for accuracy, and certified as to their proper working order by either an appropriate class operator pursuant to R 325.2658(4) or the instrument manufacturer's authorized representatives approved by the department within 120 days of the previous inspection.

R 325.2654 Equipment repair and service.

Rule 4. (1) The repair and service of equipment approved by the department for evidential and preliminary breath alcohol analysis shall be at the expense of the agency using the equipment. The department may make arrangements to have this service provided either by an appropriate class operator pursuant to R 325.2658(4) or provided by the instrument manufacturer's authorized representatives approved by the department.

(2) Subsequent to repair or service and before being placed in service, preliminary and evidential breath alcohol test instruments shall be verified for accuracy in accordance with the provisions of R 325.2653 and records of verification shall be kept as required by the department.

R 325.2655 Techniques and procedures.

Rule 5. (1) A procedure that is used in conjunction with evidential breath alcohol analysis shall be approved by the department and shall be in compliance with all of the following provisions:

(a) Evidential breath alcohol test instruments shall be operated only by appropriate class operators pursuant to R 325.2658(4).

(b) All analyses shall be conducted using the department-approved procedures and report forms as required.

(c) Prescribed records of operation, analyses, and results shall be maintained at the instrument location as prescribed by the department, and copies shall be forwarded to the department as required.

(d) The department shall test samples from each lot of alcohol standards used in the state in conjunction with evidential breath alcohol test instruments. The department shall certify for use those lots of alcohol standards that are found to be proper in chemical composition.

(e) A person may be administered a breath alcohol analysis on an evidential breath alcohol test instrument only after being observed for 15 minutes by 1 or more appropriate class operators pursuant to R 325.2658(4) before collection of the breath sample, during which period the person shall not have smoked, regurgitated, or placed anything in his or her mouth, except for the mouthpiece associated with the performance of the test. The observation may be conducted by more than 1 operator working in concert. The operator need not stare continuously at the subject, but must be close enough to be aware of the person's actions and conditions. The operator may complete paperwork, enter data into the breath test instrument, or conduct other reasonable tasks during the observation period provided the subject is within the operator's field of vision. Breaks in the observation lasting only a few seconds do not invalidate the observation if the operator can reasonably determine that the subject did not smoke, regurgitate, or place anything in his or her mouth during the break in the observation.

(f) A second breath alcohol analysis shall be requested from the person being tested and administered, unless the person refuses to give the second sample or a substance is found in the person's mouth subsequent to the first test that could interfere with the test result. Obtaining the first sample is sufficient to meet the requirements for evidentiary purposes prescribed in 1949 PA 300, MCL 257.625c. The purpose of obtaining a second sample result is to confirm the result of the first sample. A second sample result shall not vary from the first sample result by more than the following values:

Table 1

Blood alcohol concentration	Allowable variation of second sample result range from the first
0.00 - 0.14	+/- 0.01
0.15 - 0.24	+/- 0.02
0.25 - 0.34	+/- 0.03
0.35 - or more	+/- 0.04

If the variation is more than that allowed, a third breath sample shall be requested from the person being tested and a third result may be obtained. If the third result does not conform to the allowable variation of either of the first 2 tests, as established in table 1, the person shall be requested to submit a blood or

urine sample for analysis in accordance with MCL 257.625a(6)(c) and the procedures established in R 325.2671 to R 325.2677.

(g) The results of a breath alcohol analysis of a person's breath shall be expressed in terms of grams of alcohol per 210 liters of breath, truncated to the second decimal place. For example, 0.237 found shall be reported as 0.23.

(2) A procedure that is used in conjunction with preliminary breath alcohol analysis shall be approved by the department and shall be in compliance with all of the following provisions:

(a) Preliminary breath alcohol test instruments shall be operated only by appropriate class operators pursuant to R 325.2658(4).

(b) A person may be administered a breath test on a preliminary breath alcohol test instrument only after it has been determined that the person has not smoked, regurgitated, or placed anything in his or her mouth for at least 15 minutes.

(c) Prescribed records shall be maintained at the instrument location as prescribed by the department and copies shall be forwarded to the department as required.

(3) A person's welfare shall be protected by requesting medical assistance if the person has a body alcohol concentration of 0.35 or more.

#### R 325.2658 Operator training and certification.

Rule 8. (1) The department shall train and certify selected persons to perform various functions as described in subrule (4) of this rule, and shall designate such persons as class I, class II, class IIIA, class IIIB, class IVA, or class IVB operators according to training and function. An operator may hold multiple and concurrent classifications. Operator certification is non-expiring.

(2) The minimum training requirements and proficiency standards for operator candidates are as follows:

(a) A class I operator shall complete a 2-hour class I departmentally approved training course, obtain a minimum score of 70% on a written examination, and demonstrate proficiency in the operation of a preliminary breath test instrument.

(b) A class II operator shall complete a 6-hour class II departmentally approved training course, obtain a minimum score of 70% on a written examination, and demonstrate proficiency in the operation of an evidentiary breath test instrument.

(c) A class IIIA operator shall be currently certified as both a class I and class II operator, complete a 3-hour class IIIA departmentally approved training course, obtain a minimum score of 70% on a written examination, and demonstrate proficiency in the verification and calibration of preliminary breath alcohol test instruments.

(d) A class IIIB operator shall be a currently certified class II operator, complete a 2-hour class IIIB departmentally approved training course, obtain a minimum score of 70% on a written examination, and demonstrate proficiency in the limited service of evidentiary breath test instruments.

(e) A class IVA operator shall be a currently certified class IIIA operator, complete an 8-hour class IVA departmentally approved instructor training course, and demonstrate proficiency instructing class II and class IIIA operator candidates.

(f) A class IVB operator shall be a currently certified class IVA operator that has been designated by the department to administer the breath testing program for the state of Michigan. Before such designation, the class IVB operator shall receive additional training in the service of preliminary breath test instruments, the repair and service of evidentiary breath test instruments, and certification by the manufacturer(s) of such instruments.

(3) The department shall develop and distribute to each certified operator a training manual for each of the operator's classification(s). Manuals shall specify the functions performed by each classification

pursuant to subrule (4) of this rule, as well as the knowledge and skills necessary to perform the appropriate functions.

(4) The primary functions of each classification of operator are described in Table 2. Additional functions not described in Table 2 may be designated by the department and described and explained in the appropriate training manual.

Table 2

Function	Operator Class					
	I	II	IIIA	IIIB	IVA	IVB
Train and Certify Class I Operators			X		X	X
Train and Certify Class II Operators					X	X
Train and Certify Class IIIA Operators					X	X
Train and Certify Class IIIB Operators						X
Train and Certify Class IVA Operators						X
Administer preliminary breath alcohol analyses on preliminary breath alcohol test instruments specified by the department	X		X		X	X
Administer evidentiary breath alcohol analyses on evidential breath alcohol test instruments specified by the department		X	X	X	X	X
Verify for accuracy and calibrate, as required, preliminary breath alcohol test instruments			X		X	X
Verify for accuracy evidentiary breath alcohol test instruments specified by the department		X	X	X	X	X
Calibrate, as required, evidentiary breath alcohol test instruments specified by the department						X
Provide limited service on evidentiary breath alcohol test instruments specified by the department				X		X
Provide service on preliminary breath alcohol test instruments specified by the department						X
Provide repair and service on evidentiary breath alcohol test instruments specified by the department						X
Inspect and certify evidentiary breath alcohol test instruments for proper working order within 120 days pursuant to R 325.2653(3)						X
Conduct inspections for compliance with applicable department rules, policies, and procedures					X	X

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**ADMINISTRATIVE RULES**

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SOAHR 2006-071

DEPARTMENT OF LABOR & ECONOMIC GROWTH

DIRECTOR'S OFFICE

OCCUPATIONAL HEALTH STANDARDS

Filed with the Secretary of State on February 8, 2007

These rules take effect immediately upon filing with the Secretary of State

(By authority conferred on the director of the department of labor and economic growth by sections 14 and 24 of 1974 PA 154 and Executive Reorganization Order Nos. 1996-1, 1996-2, and 2003-18, MCL 408.1014, 408.1024, 330.3101, 445.2001, and 445.2011)

R 325.60052 of the Michigan Administrative Code is amended as follows:

**PART 451. RESPIRATORY PROTECTION**

R 325.60052 Adoption by reference of federal standard.

Rule 2. (1) The federal occupational safety and health administration's regulations on respiratory protection promulgated by the United States department of labor and codified at 29 C.F.R. §1910.134, respiratory protection, and effective November 22, 2006, are adopted by reference in these rules as of the effective date of these rules. The federal rule was first promulgated on January 8, 1998, and changes appeared in the Federal Register on pp. 20098 to 20099, April 23, 1998 and on pp. 46993, August 4, 2004. The final rule appeared in the Federal Register on pp. 50187 to 50188, August 24, 2006.

(2) The adopted federal regulations shall have the same force and effect as a rule promulgated under 1974 PA 154, MCL 408.1001.

(3) The adopted federal regulations are available without cost as of the time of adoption of these rules from the United States Department of Labor, OSHA, 315 West Allegan, Room 315, Lansing, Michigan, 48933, or via the internet at website: [www.osha.gov](http://www.osha.gov), or from the Michigan Department of Labor and Economic Growth, MIOSHA Standards Section, P.O. Box 30643, Lansing, Michigan 48909-8143 or via the internet at website: [www.michigan.gov/mioshastandards](http://www.michigan.gov/mioshastandards). For quantities greater than 5, the cost, as of the time of adoption of these rules, is 4 cents per page.

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**PROPOSED ADMINISTRATIVE RULES,  
NOTICES OF PUBLIC HEARINGS**

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*MCL 24.242(3) states in part:*

*“... the agency shall submit a copy of the notice of public hearing to the State Office of Administrative Hearings and Rules for publication in the Michigan register. An agency's notice shall be published in the Michigan register before the public hearing and the agency shall file a copy of the notice of public hearing with the State Office of Administrative Hearings and Rules.”*

*MCL 24.208 states in part:*

*“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:*

\*       \*       \*

*(d) Proposed administrative rules.*

*(e) Notices of public hearings on proposed administrative rules.”*



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**PROPOSED ADMINISTRATIVE RULES**

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SOAHR 2005-037

DEPARTMENT OF ENVIRONMENTAL QUALITY

AIR QUALITY DIVISION

AIR POLLUTION CONTROL

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44, or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

(By authority conferred on the director of the department of environmental quality by sections 5503 and 5512 of 1994 PA 451, MCL 324.5503 and 324.5512, and Executive Reorganization Order No. 1995-18, MCL 324.99903)

Draft February 9, 2007

R 336.1803 is amended and R 336.1802a, R 336.1821, R 336.1822, R 336.1823, R 336.1824, R 336.1825, R 336.1826, R 336.1830, R 336.1831, R 336.1832, R 336.1833 and R 336.1834 are added to the Michigan Administrative Code, as follows:

PART 8. EMISSION LIMITATIONS AND PROHIBITIONS—  
OXIDES OF NITROGEN

**R 336.1802a Adoption by reference.**

**Rule 802a.** The following documents are adopted by reference in these rules. Copies are available for inspection and purchase at the Air Quality Division, Department of Environmental Quality, 525 West Allegan Street, P.O. Box 30260, Lansing, Michigan 48909-7760, at the cost at the time of adoption of these rules (AQD price). Copies may be obtained from the Superintendent of Documents, Government Printing Office, P.O. Box 371954, Pittsburgh, Pennsylvania, 15250 7954, at the cost at the time of adoption of these rules (GPO price), or on the United States government printing office internet web site at <http://www.gpoaccess.gov>:

(a) Title 40 C.F.R., §72.2 definitions under the “Acid Rain Program General Provisions” (2006), AQD price \$72.00; GPO price \$62.00.

(b) Title 40 C.F.R. §72.8, “Retired Units Exemption” (2006), AQD price \$72.00; GPO price \$62.00

(c) Title 40 C.F.R., part 75, “Continuous Emission Monitoring” (2006), AQD price \$72.00; GPO price \$62.00.

(d) Title 40 C.F.R., §97.2, 97.102, 97.103, 97.302 and 97.303, definitions under the “Federal Oxides of Nitrogen (NO<sub>x</sub>) Budget Trading Program and CAIR NO<sub>x</sub> and Sulfur Dioxide (SO<sub>2</sub>) Trading Programs” (2006), AQD price \$70.00; GPO price \$60.00.

(e) Title 40 C.F.R., part 97; §§97.180 to 97.188 and §§97.380 to 97.388, opt-in provisions under the “Federal Oxides of Nitrogen (NO<sub>x</sub>) Budget Trading Program and CAIR NO<sub>x</sub> and Sulfur Dioxide (SO<sub>2</sub>) Trading Programs” (2006), AQD price \$70.00; GPO price \$60.00.

R 336.1803 ~~Definitions for oxides of nitrogen budget trading program.~~

Rule 803. (1) The provisions of 40 C.F.R. §96.2 are adopted by reference in this rule. The definitions **for the oxides of nitrogen budget trading program** in 40 C.F.R. §96.2 are applicable to R 336.1802 to R 336.1816. In addition, all of the following definitions apply as indicated, including a modification to the “NOx budget trading program” definition:

(a) “Electric-generating unit (EGU)” means the following:

(i) For units that commenced operation before January 1, 1997, a unit serving a generator during 1995 or 1996 that had a nameplate capacity of more than 25 megawatts and produced electricity for sale.

(ii) For units that commenced operation on or after January 1, 1997, and before January 1, 1999, a unit serving a generator during 1997 or 1998 that had a nameplate capacity of more than 25 megawatts and produced electricity for sale.

(iii) For units that commence operation on or after January 1, 1999, a unit serving a generator at any time that has a nameplate capacity of more than 25 megawatts and produces electricity for sale.

(b) “Large affected unit” means the following:

(i) For units that commenced operation before January 1, 1997, a unit that has a maximum design heat input of more than 250,000,000 Btu's per hour and that did not serve during 1995 or 1996 a generator producing electricity for sale.

(ii) For units that commenced operation on or after January 1, 1997, and before January 1, 1999, a unit that has a maximum design heat input of more than 250,000,000 Btu's per hour and that did not serve during 1997 or 1998 a generator producing electricity for sale.

(iii) For units that commence operation on or after January 1, 1999, a unit that has a maximum design heat input of more than 250,000,000 Btu's per hour and to which either of the following provisions applies:

(A) The unit at no time serves a generator producing electricity for sale.

(B) The unit at any time serves a generator producing electricity for sale, if any such generator has a nameplate capacity of 25 megawatts or less and has the potential to use not more than 50% of the potential electrical output capacity of the unit.

(c) “Michigan fine grid zone” means the geographical area that includes all of the following counties:

(i) Allegan.

(ii) Barry.

(iii) Bay.

(iv) Berrien.

(v) Branch.

(vi) Calhoun.

(vii) Cass.

(viii) Clinton.

(ix) Eaton.

(x) Genesee.

(xi) Gratiot.

(xii) Hillsdale.

(xiii) Ingham.

(xiv) Ionia.

(xv) Isabella.

(xvi) Jackson.

(xvii) Kalamazoo.

(xviii) Kent.

- (xix) Lapeer.
- (xx) Lenawee.
- (xxi) Livingston.
- (xxii) Macomb.
- (xxiii) Mecosta.
- (xxiv) Midland.
- (xxv) Monroe.
- (xxvi) Montcalm.
- (xxvii) Muskegon.
- (xxviii) Newaygo.
- (xxix) Oakland.
- (xxx) Oceana.
- (xxxi) Ottawa.
- (xxxii) Saginaw.
- (xxxiii) Saint Clair.
- (xxxiv) Saint Joseph.
- (xxxv) Sanilac.
- (xxxvi) Shiawassee.
- (xxxvii) Tuscola.
- (xxxviii) Vanburen.
- (xxxix) Washtenaw.
- (xxxx) Wayne.

(d) “NO<sub>x</sub> budget trading program” means a multi-state nitrogen oxides air pollution control and emission reduction program established pursuant to 40 C.F.R. part 96 and part 97. The provisions of 40 C.F.R. part 96 and part 97 are adopted by reference in subrule (2) of this rule.

(e) “Ozone control period” means the period of May 31, 2004, through September 30, 2004, and the period of May 1 to September 30 each subsequent and prior year. The term “ozone control period” replaces the term “control period.”

(2) For R 336.1803 to R 336.1816, the provisions of 40 C.F.R. part 96 and part 97 (2006) are adopted by reference, except as modified in R 336.1804, R 336.1805, R 336.1808, R 336.1811, R 336.1813, and R 336.1815. Copies may be inspected at the Lansing office of the air quality division of the department of environmental quality. Copies of the regulations may be obtained from the Department of Environmental Quality, Air Quality Division, 525 West Allegan Street, P.O. Box 30260, Lansing, Michigan 48909-7760, at a cost as of the time of adoption of this rule of \$70.00. A copy may also be obtained from the Superintendent of Documents, Government Printing Office, P.O. Box 371954, Pittsburgh, Pennsylvania 15250-7954, at a cost as of the time of adoption of this rule of \$60.00; or on the United States government printing office internet web site at [www.access.gpo.gov](http://www.access.gpo.gov).

**(3) Definitions under the clean air interstate rule NO<sub>x</sub> ozone season and annual trading programs in 40 C.F.R. §97.102 and §97.302 are applicable to R 336.1821 to R 336.1834. In addition, all of the following definitions apply as indicated:**

(a) “Biomass” means wood, wood residue, and wood products (for example, trees, tree stumps, tree limbs, bark, lumber, sawdust, sander dust, chips, scraps, slabs, millings, and shavings); animal litter; vegetative agricultural, and silvicultural materials, such as logging residues (slash), nut and grain hulls, and chaff (for example, almond, walnut, peanut, rice, and wheat), bagasse, orchard prunings, corn stalks, coffee bean hulls and grounds.

(b) “CAIR” means clean air interstate rule.

(c) “Commence operation” as defined in 40 C.F.R. Part 97, solely for purposes of 40 C.F.R. Part 97, subpart HHHH, for a unit that is not currently a CAIR NO<sub>x</sub> Ozone Season unit under R 336.1803(3)(d) means the following:

(i) On the later of November 15, 1990, or the date the unit commences operation and that subsequently becomes such a CAIR NO<sub>x</sub> ozone season unit, the unit's date for commencement of operation shall be the date on which the unit becomes a CAIR NO<sub>x</sub> ozone season unit under R 336.1803(3)(d).

(ii) For a unit with a date of commencement of operation as defined in this subrule and that subsequently undergoes a physical change (other than replacement of the unit by a unit at the same source), such date shall remain the date of commencement of operation of the unit, which shall continue to be treated as the same unit.

(iii) For a unit with a date for commencement of operation as defined in this subrule and that is subsequently replaced by a unit at the same source (for example, repowered), such date shall remain the replaced unit's date of commencement of operation, and the replacement unit shall be treated as a separate unit with a separate date for commencement of operation as defined in this subrule as appropriate.

(d) “EGU” means electric generating unit.

(e) “Existing EGUs” for allocation purposes under R 336.1821 to R 336.1834, means electric generating units that commenced operations prior to the most recent year of the 5-year period used to calculate the allocations pursuant to these rules.

(f) “Fossil fuel-fired,” for the purposes of determining applicability for units that are considered Michigan non-EGUs, means as defined in 40 C.F.R. §97.2.

(g) “Fuel types,” for the allocation of allowances under Michigan’s programs only, means solid, liquid and gaseous fuel. The following definitions apply to fuel:

(i) “Solid fuel” includes, but is not limited to coal, biomass, tire-derived fuels and pet coke.

(ii) “Liquid fuel” includes, but is not limited to petroleum-based oils, glycerol, vegetable-based and animal waste-based liquids.

(iii) “Gaseous fuel” includes, but is not limited to natural gas, propane, coal gas, blast furnace gas, and methane derived from animal wastes.

(h) “Michigan EGUs” means any stationary fossil fuel-fired boiler or stationary fossil fuel-fired combustion turbine serving, at any time since the later of November 15, 1990, or the start-up of the unit’s combustion chamber, a generator with nameplate capacity of more than 25 megawatts producing electricity for sale and geographically located in Michigan.

(i) “Michigan fine grid zone” means the geographical area that includes all of the following counties:

(i) Allegan.

(ii) Barry.

(iii) Bay.

(iv) Berrien.

(v) Branch.

(vi) Calhoun.

(vii) Cass.

(viii) Clinton.

(ix) Eaton.

(x) Genesee.

(xi) Gratiot.

(xii) Hillsdale.

- (xiii) Ingham.
- (xiv) Ionia.
- (xv) Isabella.
- (xvi) Jackson.
- (xvii) Kalamazoo.
- (xviii) Kent.
- (xix) Lapeer.
- (xx) Lenawee.
- (xxi) Livingston.
- (xxii) Macomb.
- (xxiii) Mecosta.
- (xxiv) Midland.
- (xxv) Monroe.
- (xxvi) Montcalm.
- (xxvii) Muskegon.
- (xxviii) Newaygo.
- (xxix) Oakland.
- (xxx) Oceana.
- (xxxi) Ottawa.
- (xxxii) Saginaw.
- (xxxiii) Saint Clair.
- (xxxiv) Saint Joseph.
- (xxxv) Sanilac.
- (xxxvi) Shiawassee.
- (xxxvii) Tuscola.
- (xxxviii) Vanburen.
- (xxxix) Washtenaw.
- (xxxx) Wayne.

(j) “Michigan non-EGUs” means the following:

(i) For units that commenced operation before January 1, 1997, a unit that has a maximum design heat input of more than 250,000,000 Btu's per hour and that did not serve during 1995 or 1996 a generator producing electricity for sale.

(ii) For units that commenced operation on or after January 1, 1997, and before January 1, 1999, a unit that has a maximum design heat input of more than 250,000,000 Btu's per hour and that did not serve during 1997 or 1998 a generator producing electricity for sale.

(iii) For units that commence operation on or after January 1, 1999, a unit that has a maximum design heat input of more than 250,000,000 Btu's per hour and to which either of the following provisions applies:

(A) The unit at no time serves a generator producing electricity for sale.

(B) The unit at any time serves a generator producing electricity for sale, if any such generator has a nameplate capacity of 25 megawatts or less and has the potential to use not more than 50% of the potential electrical output capacity of the unit.

(k) “New EGUs,” for allocation purposes under R 336.1821 to R 336.1834, means electric generating units that are commencing operation or projected to commence operation on or after January 1 of the most recent year of the 5-year period used to calculate the allocations pursuant to these rules.

(l) “Newly-affected EGUs,” for allocation purposes under R 336.1821 to R 336.1834, means existing EGUs located outside the Michigan fine grid zone or existing EGUs located within the Michigan fine grid zone which were exempt from the federal NO<sub>x</sub> budget program. This definition is applicable for the 2009 CAIR NO<sub>x</sub> ozone season program only and after that time the newly affected EGUs are considered existing EGUs.

(m) “Ozone Season” means May 1 to September 30 of each calendar year.

(n) “Renewable energy source,” for allocation purposes under R 336.1821 to R 336.1834, means a source that generates electricity by solar, wind, geothermal, or hydroelectric processes, excluding nuclear, that has commenced operation or is projected to commence operation on or after January 1 of the most recent year of the 5-year period used to calculate the allocations pursuant to these rules, which meets all of the following:

(i) Serves a generator at 25 megawatts or greater of electrical output.

(ii) Is not subject to R 336.1801(4)(a) or covered by any other definitions in this rule.

(iii) Captures energy from on-going natural processes.

(iv) Is considered a non-emitting, having zero emissions, source.

(o) “Renewable energy projects,” for allocation purposes under R 336.1821 to R 336.1834, means renewable energy sources located within the same geographic area that when added together equal a generator greater than 25 megawatts of electrical output.

**R 336.1821 CAIR NO<sub>x</sub> ozone season and annual trading programs; applicability determinations.**

**Rule 821. (1) This rule establishes Michigan’s CAIR ozone season and annual emission budgets and trading programs for all of the following units:**

(a) Annual CAIR NO<sub>x</sub> units as defined pursuant to 40 C.F.R. part 97.

(b) Ozone season CAIR NO<sub>x</sub> units as defined pursuant to 40 C.F.R. part 97 and all units required to be in the state's NO<sub>x</sub> SIP call trading program that are not already included under 40 C.F.R. §96.304 and are defined in R 336.1803(3)(h) and (j).

(c) For purposes of allocating allowances under R 336.1821 to R 336.1834, the following units which are not addressed in subparagraphs (a) and (b) of this subrule are CAIR NO<sub>x</sub> units:

(i) Renewable energy sources

(ii) Renewable source projects

(2) A Michigan source subject to the requirements pursuant to 40 C.F.R. §97.104, CAIR NO<sub>x</sub> Annual, or 40 C.F.R. §97.304, CAIR NO<sub>x</sub> ozone season, shall apply for and receive an annual or ozone season CAIR NO<sub>x</sub> permit. This permit shall be administered under R 336.1214 and shall be incorporated into the source's renewable operating permit as an attachment. A federally enforceable NO<sub>x</sub> budget permit issued under the federal NO<sub>x</sub> budget program pursuant to R 336.1808 shall remain in effect until the CAIR NO<sub>x</sub> ozone season permit has been approved by the department.

(3) After January 1, 2008, any Michigan EGU that does not utilize fossil fuels of any kind for the production of electricity is determined to be exempt from R 336.1802a to R 336.1834.

(4) The fuel type adjusted allocations for each EGU shall be determined by multiplying the appropriate coefficient as follows:

(a) For a solid fuel-fired EGU or cogeneration unit, the allocation calculations shall be adjusted by multiplying the allocation values by 100%.

(b) For a liquid fuel-fired EGU or cogeneration unit, the allocation calculations shall be adjusted by multiplying the allocation values by 60%.

(c) For a gaseous fuel-fired EGU or cogeneration unit, the allocation calculations shall be adjusted by multiplying the allocation values by 40%.

(d) For a multi-fueled EGU, the allocation adjustment calculation shall be a weighted average based on the percentage heat input from each type of fuel burned in the unit, unless the source can demonstrate that certain types of fuel used in the process provided less than 10% of the annual heat input. If so, then the allocation adjustment is calculated based on only those fuel types which contributed 10% or more of the annual heat input.

(5) The owner or operator of any CAIR NO<sub>x</sub> ozone season or annual unit shall submit all of the following data within 30 days upon request by the department:

(a) A unit's ozone season and annual heat input values or megawatt energy produced, which shall be the same data reported in accordance with 40 C.F.R. part 75 to the extent the unit is subject to 40 C.F.R. part 75 for the period involved.

(b) A unit's total tons of oxides of nitrogen emissions during specified calendar years as determined under 40 C.F.R. part 75, adopted by reference in R 336.1802.

(6) Effective January 1, 2009, the provisions of R 336.1802, R 336.1803(1) and R 336.1803(2), R 336.1804, R 336.1805, R 336.1806, R 336.1807, R 336.1808, R 336.1809, R 336.1810, R 336.1811, R 336.1812, R 336.1813, R 336.1814, R 336.1815, and R 336.1816 shall not apply to the control period beginning in 2009 or any control period thereafter.

(7) Pursuant to the provisions in 40 C.F.R. §§96.30 and 96.31 and for the 2009 control period only, if the U.S. environmental protection agency determines that there were excess emissions during the 2008 control period, deductions for excessive emission penalties shall be taken from the 2009 allowances.

(8) Pursuant to any NO<sub>x</sub> SIP unused set-aside allowances through 2008 that are accumulated within the state account, the department shall allocate these allowances according to R 336.1823.

#### **R 336.1822 CAIR NO<sub>x</sub> ozone season trading program; allowance allocations.**

**Rule 822.** (1) The CAIR NO<sub>x</sub> ozone season trading program budget allocated by the department under subrule (3) of this rule for the CAIR NO<sub>x</sub> ozone season control periods to the EGUs, non-EGUs, and renewable units shall equal the total number of tons of oxides of nitrogen emissions as indicated in the following manner:

(a) The total CAIR NO<sub>x</sub> ozone season budget for the ozone season time period of 2010 to 2014 is 31,180 tons. These allocations shall be distributed as follows:

(i) The CAIR NO<sub>x</sub> ozone season budget available to existing and newly-affected EGUs. The following applies:

(A) For 2010 and 2011 ozone season control periods equals 28,321 tons.

(B) For 2012 to 2014 ozone season control periods equals 28,021 tons.

(ii) The CAIR NO<sub>x</sub> ozone season budget available to existing non-EGUs for the 2010 to 2014 ozone season control periods is 1,309 tons.

(iii) The CAIR NO<sub>x</sub> ozone season budget available to new non-EGUs and EGUs. The following applies:

(A) For 2010 and 2011 ozone season control periods is 700 tons.

(B) For 2012 to 2014 ozone season control periods is 1,000 tons.

(iv) The CAIR NO<sub>x</sub> ozone season budget available to renewable energy sources and projects in the 2010 to 2014 ozone season control periods is 200 tons.

(v) The CAIR NO<sub>x</sub> ozone season budget available to all existing EGUs and non-EGUs that have submitted an acceptable demonstration of a hardship to the department, in the 2010 to 2014 ozone season control periods is 650 tons.

(b) The total CAIR NO<sub>x</sub> ozone season budget for the ozone season time period of 2015 and thereafter is 26,351 tons. These allocations shall be distributed as follows:

- (i) The CAIR NO<sub>x</sub> ozone season budget available to existing EGUs in the 2015 and thereafter ozone season control periods is 22,792 tons.
- (ii) The CAIR NO<sub>x</sub> ozone season budget available to existing CAIR NO<sub>x</sub> ozone season budget non-EGUs for the 2015 and thereafter ozone season control periods is 1,309 tons.
- (iii) The CAIR NO<sub>x</sub> ozone season budget available to new non-EGUs and EGUs in the 2015 and thereafter ozone season control periods is 1,400 tons.
- (iv) The CAIR NO<sub>x</sub> ozone season budget available to renewable energy sources and projects in the 2015 and thereafter ozone season control periods is 200 tons.
- (v) The CAIR NO<sub>x</sub> ozone season budget available to all existing EGUs and non-EGUs that have submitted an acceptable demonstration of hardship to the department, in the 2015 and thereafter ozone season control periods is 650 tons.
- (2) CAIR NO<sub>x</sub> allowances for the 2009 ozone season control period shall be the same allowances as were allocated under the NO<sub>x</sub> budget trading program. For newly-affected EGUs which were not subject to the federal NO<sub>x</sub> budget program, their units are eligible for allowances from the CAIR NO<sub>x</sub> ozone season new source set-aside pool for the 2009 ozone season, pursuant to R 336.1823.
- (3) The department shall allocate CAIR NO<sub>x</sub> ozone season allowances to existing EGUs and non-EU ozone season units for calendar years 2010 and thereafter according to the following schedule:
  - (a) A 3-year allocation that is 3 years in advance of the ozone season control period in which the allowances are to be used. The 3-year allocation shall be as follows:
    - (i) By 60 days after the effective date of this rule or April 30, 2007, whichever is earlier, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> ozone season allowance allocations, under this subrule, for the ozone season control periods in 2010 and 2011.
    - (ii) By October 31, 2008, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> ozone season allowance allocations, under this subrule, for the ozone season control periods in 2012, 2013, and 2014.
    - (iii) By October 31, 2011, and thereafter each October 31 of the year that is 3 years after the last year of allocation submittal, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> ozone season allowance allocations as indicated under this subrule.
  - (4) For the CAIR NO<sub>x</sub> ozone season control periods under subrule (3) of this rule, the department shall allocate allowances to existing EGU and non-EU ozone season units that commenced operation before January 1 of the most recent year of the 5-year period used to calculate heat input as follows:
    - (a) The department shall allocate allowances to each existing EGU ozone season unit as follows:
      - (i) During calendar years 2010 to 2014 as follows:
        - (A) Units with an allowable emission rate equal to or greater than the CAIR target budget rate of 0.15 pounds per million Btu shall receive allowances in an amount equaling 0.15 pounds per million Btu multiplied by the appropriate fuel adjustment factor and multiplied by the heat input as determined under subrule (6) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.
        - (B) Units with an allowable emission rate less than the CAIR target budget rate of 0.15 pounds per million Btu shall receive allowances determined by calculating the arithmetic average of the CAIR target emission rate multiplied by the appropriate fuel adjustment factor plus the unit's allowable emission rate, which is then multiplied by the heat input as determined under subrule (6) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.



$$Allocation = \left[ \frac{\left\{ \frac{(CTER \times FAF) + AER}{2} \right\} \times HI}{2000 lb / ton} \right]$$

**Where:**

**Allocation =** The unadjusted NOx allowance allocation, in tons.  
**CTER =** The CAIR target emission rate for 2009 to 2014.  
**FAF =** Fuel adjustment factor as defined in R 336.1821.  
**AER =** The unit's allowable emission rate.  
**HI =** Average of the unit's 2 highest heat inputs for the appropriate 5 control periods.

**(ii) During calendar years 2015 and thereafter as follows:**

**(A) Units with an allowable emission rate equal to or greater than the CAIR target budget rate of 0.125 pounds per million Btu shall receive allowances in an amount equaling 0.125 pounds per million Btu multiplied by the appropriate fuel adjustment factor and multiplied by the heat input as determined under subrule (6) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.**

**(B) Units with an allowable emission rate less than the CAIR target budget rate of 0.125 pounds per million Btu shall receive allowances determined by calculating the arithmetic average of the CAIR target emission rate multiplied by the appropriate fuel adjustment factor plus the unit's allowable emission rate, which is then multiplied by the heat input as determined under subrule (6) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.**

$$Allocation = \left[ \frac{\left\{ \frac{(CTER \times FAF) + AER}{2} \right\} \times HI}{2000 lb / ton} \right]$$

**Where:**

**Allocation =** The unadjusted NOx allowance allocation, in tons.  
**CTER =** The CAIR target emission rate for 2015 and thereafter.  
**FAF =** Fuel adjustment factor as defined in R 336.1821.  
**AER =** The unit's allowable emission rate.  
**HI =** Average of the unit's 2 highest heat inputs for the appropriate 5 control periods.

**(b) The department shall allocate allowances to each existing non-EGU ozone season unit for calendar years 2010 to 2015 and thereafter in an amount equaling 0.17 pounds per million Btu or the allowable emission rate, whichever is more stringent, multiplied by the heat input as determined under subrule (6) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.**

**(5) If the initial total number of CAIR NOx ozone season budget allowances allocated to all existing EGU and non-EGU ozone season units for the years under subrule (4) of this rule does not**

equal the tons as specified in subrule (1) of this rule, then the department shall adjust up or down the total number of CAIR NO<sub>x</sub> ozone season budget allowances allocated to all CAIR NO<sub>x</sub> ozone season units so that the total number of CAIR NO<sub>x</sub> ozone season budget allowances allocated equals the values in subrule (1) of this rule. The adjustment shall be made by multiplying each unit's allocation by a correction factor determined by dividing the total number of the budget tons being allocated by the sum of all units' allocations.

(6) The heat input, in million Btu's, used for calculating oxides of nitrogen allowance allocations for each subject unit under this rule shall be the unit's average of the 2 highest heat inputs for the ozone season control period in the 5 years immediately preceding the year in which the department is required to submit the oxide of nitrogen allocations. If the unit operated less than 2 full ozone seasons of the 5-year time period, then the unit's single highest heat input shall be used.

**R 336.1823 New EGUs, new non-EGUs, and newly-affected EGUs under CAIR NO<sub>x</sub> ozone season trading program; allowance allocations.**

**Rule 823. (1) [0]**The department shall establish a set-aside pool for each CAIR NO<sub>x</sub> ozone season control allocation year for new EGUs and non-EGUs. This set-aside pool shall be allocated on a yearly basis as follows:

(a) For 2009, a total of 1,385 tons of CAIR NO<sub>x</sub> ozone season allowances, which have been carried over from the federal NO<sub>x</sub> budget program, for any new and newly-affected EGUs or new non-EGUs.

(b) For years 2010 and 2011, a total of 700 tons of CAIR NO<sub>x</sub> ozone season allowances for any new EGUs or new non-EGUs.

(c) For years 2012 to 2014 ozone season control periods, a total of 1,000 tons of CAIR NO<sub>x</sub> ozone season allowances for any new EGUs or new non-EGUs.

(d) For years 2015 and thereafter, a total of 1,400 tons of CAIR NO<sub>x</sub> ozone season allowances for any new EGUs or new non-EGUs.

(2) The CAIR authorized account representative of a newly-affected CAIR NO<sub>x</sub> ozone season EGU under this rule may submit to the department a request, in a format specified by the department, to receive CAIR NO<sub>x</sub> ozone season allowances for the 2009 CAIR NO<sub>x</sub> ozone season control period. All of the following apply:

(a) The oxides of nitrogen allowance allocation request shall be submitted before March 1 of the 2009 ozone season control period.

(b) The CAIR authorized account representative of any newly-affected EGU may request 2009 CAIR NO<sub>x</sub> ozone season allowances, based on an amount equaling 0.15 pounds per million Btu multiplied by the unit's ozone season heat input, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.

(c) The heat input, in million Btu's, used for calculating oxides of nitrogen allowance allocations for each subject unit under this rule shall be the unit's average of the 2 highest heat inputs for the ozone season control period in the 5 years immediately preceding the year in which the department is required to submit the oxide of nitrogen allocations. If the unit operated less than 2 full ozone seasons of the 5-year time period, then the unit's single highest heat input shall be used.

(3) The CAIR authorized account representative of a new CAIR NO<sub>x</sub> ozone season non-EGU under this rule may submit to the department a request, in a format specified by the department, to receive CAIR NO<sub>x</sub> ozone season allowances for the CAIR NO<sub>x</sub> ozone season control period. Both of the following apply:

(a) The CAIR NO<sub>x</sub> ozone season allowance allocation request shall be submitted before March 1 of the year of the first ozone control period for which the oxides of nitrogen allowance allocation is requested and after the date on which the department issues a permit to install for the oxides of nitrogen unit, if required, and each following year by March 1.

(b) The CAIR authorized account representative of any new non-EGU may request CAIR NO<sub>x</sub> ozone season allowances, based on an amount equaling 0.17 pounds per million Btu or the allowable emission rate, whichever is more stringent, multiplied by the maximum design heat input or the permit allowable heat input, whichever is more stringent, in million Btu's per hour, divided by 2,000 pounds per ton and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.

(4) The CAIR authorized account representative of a new EGU CAIR NO<sub>x</sub> ozone season unit under this rule may submit to the department a written request, in a format specified by the department, to receive CAIR NO<sub>x</sub> ozone season allowances, starting with the ozone season control period during which the CAIR NO<sub>x</sub> ozone season unit commenced or is projected to commence operation and ending with the control period preceding the control period for which it shall receive an allocation under R 336.1822. All of the following apply:

(a) The CAIR NO<sub>x</sub> ozone season allowance allocation request shall be submitted before March 1 of the year of the first ozone control period for which the oxides of nitrogen allowance allocation is requested and after the date on which the department issues a permit to install for the oxides of nitrogen unit, if required, and each following year by March 1.

(b) The allocation methodology used for the first ozone season for which each new EGU requests allowances shall be calculated using the following formula:

$$Allocation = \frac{1.0lb\ NO_x}{MWh} \times \frac{Size\ of\ unit\ in\ MW \times hours\ of\ operation}{2000\ lb / ton} \times 70\%$$

Where:

Allocation =	The unadjusted NO <sub>x</sub> allowance allocation, in tons.
1.0 lb NO <sub>x</sub> /MWh =	The factor for allocating NO <sub>x</sub> allowances based on electric generation.
Size of the unit =	The maximum design capacity of the EGU in megawatts.
Hours of Operation =	Predicted hours of operation per control period.
MWh =	Megawatt hours.

(c) The allocation methodology used for each consecutive ozone season for which each new EGU requests allowances shall be calculated using the following formula:

$$Allocation = \frac{1.0lb\ NO_x}{MWh} \times \frac{Actual\ Megawatt\ hours}{2000\ lb / ton}$$

Where:

Allocation =	The unadjusted NO <sub>x</sub> allowance allocation, in tons.
1.0 lb NO <sub>x</sub> /MWh =	The factor for allocating NO <sub>x</sub> allowances based on electric generation.
Actual megawatt hours =	The actual megawatt hours of electricity generated during the control period immediately preceding the request.
MWh =	Megawatt hours.

(d) When the new EGU has been placed in the existing pool, the calculation methods under R 336.1822 apply.

(5) The department shall review and allocate oxides of nitrogen allowances pursuant to each allocation request on a pro rata basis as follows:

(a) Upon receipt of the CAIR NO<sub>x</sub> unit's allowance allocation request, the department shall determine whether allowances are available and shall make necessary adjustments to the request to ensure that for the CAIR NO<sub>x</sub> ozone season control period, the number of allowances specified are consistent with the requirements of subrule (1) of this rule.

(b) If the allocation set-aside pool for the CAIR NO<sub>x</sub> ozone season control period for which CAIR NO<sub>x</sub> ozone season allowances are requested has an amount greater than or equal to the number requested, as adjusted under subdivision (a) of this subrule, then the department shall allocate the amount of the CAIR NO<sub>x</sub> ozone season allowances requested.

(c) If the allocation set-aside pool for the CAIR NO<sub>x</sub> ozone season control period for which CAIR NO<sub>x</sub> ozone season allowances are requested has an amount of oxides of nitrogen allowances less than the number requested, as adjusted under subdivision (a) of this subrule, then the department shall proportionately reduce the number of CAIR NO<sub>x</sub> ozone season allowances allocated to each CAIR NO<sub>x</sub> ozone season unit so that the total number of CAIR NO<sub>x</sub> ozone season allowances allocated are equal to the amounts referenced in subrule (1)(a), (b) or (c) of this rule.

(6) CAIR NO<sub>x</sub> ozone season allowances not allocated or requested that remain in the new source set-aside pool for any allocation year shall be re-allocated to the existing EGU and non-EGU source pools, using the allocation methodologies as outlined in R 336.1822.

(7) Not later than July 31 of the year for which the allowances are allocated, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> ozone season allowance allocations, as determined under this rule.

#### **R 336.1824 CAIR NO<sub>x</sub> ozone season trading program; hardship set-aside.**

[0]Rule 824. (1) After the provisions of R 336.1822 have been followed, the authorized account representative may pursue a request for hardship allowances. These requests must be submitted not later than 30 days prior to the deadline for department submittals to the U.S. environmental protection agency as described in R 336.1822.

(2) For existing EGUs and non-EGUs subject to the CAIR NO<sub>x</sub> ozone season budget, the department shall allocate CAIR NO<sub>x</sub> hardship allowances under the following procedures:

(a) The department shall establish a hardship allocation set-aside pool for each CAIR NO<sub>x</sub> ozone season allocation year. This hardship set-aside pool shall be allocated on an ozone season basis and contains a total of 650 tons per allocation year of CAIR NO<sub>x</sub> ozone season allowances, for any qualifying EGUs or non-EGUs.

(b) Hardship allowances may be allocated to an EGU or non-EGU, if the requesting authorized account representative demonstrates both of the following:

(i) The owner or operator of the EGU or a non-EGU has less than 250 employees within its company or its electric generating division or department.

(ii) The controls required for the EGU or non-EGU under this part result in excessive or prohibitive costs for compliance, pursuant to the procedures in subrule (3) of this rule.

(c) The CAIR authorized account representative of a CAIR NO<sub>x</sub> ozone season unit under this rule may submit to the department a written request, in a format specified by the department, to receive CAIR NO<sub>x</sub> ozone season hardship allowances. The authorized account representative

shall submit the request for the amount of estimated hardship allowances they need, using historical ozone season heat input utilization levels multiplied by historical oxides of nitrogen emission rates as follows:

(i) Historical heat input utilization levels shall be based on the unit's average of the 2 highest heat input utilization levels for the ozone season in the 5 years immediately preceding the year in which the department is required to submit the oxides of nitrogen allocations to the U.S. environmental protection agency. If the unit operated less than 2 full ozone seasons during the 5-year time period, then the unit's single highest heat input level shall be used.

(ii) Historic oxides of nitrogen rates shall be based on the oxides of nitrogen rate reported by the authorized account representative in its 40 C.F.R. part 75 reports to the U.S. environmental protection agency in the calendar year immediately preceding the year in which the department is required to submit the oxides of nitrogen allocation.

(iii) Units receiving hardship allowances shall receive a 3-year allocation that is 3 years in advance of the ozone season control period in which the hardship allowances are to be used. The 3-year allocation shall be the same as provided in R 336.1822(3).

(d) The department shall allocate the allowances from the hardship set-aside pool based on the requests received as follows:

(i) If the allocation hardship set-aside pool for the CAIR NOx ozone season control period for which CAIR NOx ozone season allowances are requested has an amount of oxides of nitrogen allowances greater than or equal to the number requested, then the department shall allocate the amount of the CAIR NOx ozone season allowances requested.

(ii) If the allocation hardship set-aside pool for the CAIR NOx ozone season control period for which CAIR NOx ozone season allowances are requested has an amount of oxides of nitrogen allowances less than the number requested, then the department shall proportionately reduce the number of CAIR NOx ozone season allowances allocated to each CAIR NOx ozone season unit so that the total number of CAIR NOx ozone season allowances allocated are equal to the amounts in R 336.1822(1)(a)(v) or (b)(v).

(3) The department shall allocate CAIR NOx ozone season hardship allowances to existing CAIR NOx ozone season units which have submitted an engineering analysis as described in the following procedures:

(a) The authorized account representative shall demonstrate to the department that the control level required pursuant to this rule results in excessive or prohibitive cost for compliance. The demonstration shall include all of the following:

(i) An engineering study analyzing all control options that are technically available for the unit, including control options that would achieve a level of control meeting, at a minimum, a 0.15 pound per million Btu emission rate. Sources that previously submitted an engineering analysis and received hardship allowances pursuant to R 336.1810(4)(f) for the oxides of nitrogen budget program may submit written updates to their previous plan.

(ii) The annualized cost associated with each control option. An annualized cost of more than \$2,400 per ton of oxide of nitrogen reduced shall generally be considered to be an excessive cost for compliance with this rule.

(iii) Other considerations that contribute to prohibitive cost of compliance.

(b) For a source to remain eligible for hardship allowances under this rule after the initial 3-year allocation period, ending on September 30, 2011, the state may require a revised engineering analysis and demonstration as referenced in subrule (3)(a) of this rule, at a minimum of once every 3 years.

**R 336.1825 CAIR NO<sub>x</sub> ozone season trading program; renewable set-aside.**

**[0]Rule 825. (1)** The department shall establish a renewable allocation set-aside pool for each CAIR NO<sub>x</sub> ozone season control period for applicable units. This renewable set-aside pool shall be allocated on a yearly basis and contain a total of 200 tons of oxides of nitrogen allowances per allocation year.

**(2)** An authorized account representative of a renewable energy source or renewable energy project, as defined under R 336.1803, may request a CAIR NO<sub>x</sub> ozone season allowance allocation under this rule.

**(3)** Once an authorized account representative of a renewable energy source or renewable energy project has requested allowances from the CAIR NO<sub>x</sub> ozone season budget, the department shall allocate CAIR NO<sub>x</sub> ozone season renewable allowances under the following procedures:**[0]**

**(a)** The oxides of nitrogen allowance allocation request shall be submitted before March 1 of the year of the first ozone control period for which the oxides of nitrogen allowance allocation is requested and after the date on which the department issues a permit to install for the unit, if required, and each following year by March 1.

**(b)** The allocation methodology used for the first ozone season for which each renewable energy source or renewable energy project requests allowances shall be calculated using the following formula:

$$Allocation = \frac{1.0lb\ NO_x}{MWh} \times \frac{Size\ of\ unit\ in\ MW\ \times\ hours\ of\ operation}{2000\ lb\ / \ ton} \times 70\%$$

**Where:**

<b>Allocation =</b>	<b>The unadjusted NO<sub>x</sub> allowance allocation, in tons.</b>
<b>1.0 lb NO<sub>x</sub>/MWh =</b>	<b>The factor for allocating NO<sub>x</sub> allowances based on electric generation.</b>
<b>Size of the unit =</b>	<b>The maximum design capacity of the renewable energy source or renewable energy project in megawatts.</b>
<b>Hours of Operation =</b>	<b>Predicted hours of operation per control period.</b>
<b>MWh =</b>	<b>Megawatt hours.</b>

**(c)** The allocation methodology used for the each consecutive ozone season for which the renewable energy source or renewable energy project requests allowances shall be calculated using the following formula:

$$Allocation = \frac{1.0lb\ NO_x}{MWh} \times \frac{Actual\ Megawatt\ hours}{2000\ lb\ / \ ton}$$

**Where:**

<b>Allocation =</b>	<b>The unadjusted NO<sub>x</sub> allowance allocation, in tons.</b>
<b>1.0 lb NO<sub>x</sub>/MWh =</b>	<b>The factor for allocating NO<sub>x</sub> allowances based on electric generation.</b>
<b>Actual megawatt hours =</b>	<b>The actual megawatt hours of electricity generated during the control period immediately preceding the request.</b>
<b>MWh =</b>	<b>Megawatt hours.</b>

(4) The renewable energy source or renewable energy project's eligibility to request allowances shall begin not sooner than the calendar year 2005.

(5) The authorized account representative of a renewable energy source or renewable energy project may only request allowances for 3 consecutive ozone seasons.

(6) CAIR NO<sub>x</sub> ozone season allowances not allocated or requested that remain in the renewable allocation set-aside pool for any allocation year shall be re-allocated to the existing EGU and non-EGU source pools, using the allocation methodologies as outlined in Rule 822.

**R 336.1826 CAIR NO<sub>x</sub> ozone season trading program; opt-in provisions.**

**Rule 826.** The opt-in provisions in 40 C.F.R. §§97.380 to 97.388 are adopted by reference in R 336.1802a and are applicable to this rule.

**R 336.1830 CAIR NO<sub>x</sub> annual trading program; allowance allocations.**

**Rule 830.** (1) The CAIR NO<sub>x</sub> annual trading program budget allocated by the department for the CAIR NO<sub>x</sub> annual control periods shall equal the total number of tons of oxides of nitrogen emissions as follows and apportioned to the CAIR NO<sub>x</sub> EGUs, as determined by the procedures in this rule. These allocations shall be distributed in the following manner:

(a) The total CAIR NO<sub>x</sub> annual budget for the annual control periods of 2009 to 2014 is 65,304 tons. These allocations shall be distributed in the following manner:

(i) The CAIR NO<sub>x</sub> annual budget available to existing EGUs as follows:

(A) For the 2009 through 2011 annual control periods is 63,104.

(B) For the 2012 through 2014 annual control periods is 62,704.

(ii) The CAIR NO<sub>x</sub> annual budget available to new EGUs as follows:

(A) For the 2009 through 2011 annual control periods is 1,000 tons.

(B) For the 2012 through 2014 annual control periods is 1,400 tons.

(iii) The CAIR NO<sub>x</sub> annual budget available to all existing EGUs that have submitted an acceptable demonstration of a hardship to the department, in the 2009 to 2014 annual control periods is 1,200 tons.

(b) The total CAIR NO<sub>x</sub> annual budget for the annual control periods of 2015 and thereafter is 54,420 tons. These allocations shall be distributed as follows:

(i) The CAIR NO<sub>x</sub> annual budget available for existing EGUs in the 2015 and thereafter annual control periods is 51,820 tons.

(ii) The CAIR NO<sub>x</sub> annual budget available for new EGUs in the 2015 and thereafter annual control periods is 1,400 tons.

(iii) The CAIR NO<sub>x</sub> annual budget available to all existing EGUs that have submitted an acceptable demonstration of a hardship to the department, in the 2015 and thereafter annual control periods is 1,200 tons.

(2) The department shall allocate CAIR NO<sub>x</sub> annual budget allowances to existing CAIR NO<sub>x</sub> units. A 3-year allocation is 3 years in advance of the annual control period in which the allowances are to be used. The 3-year allocation shall be as follows:

(a) By 60 days after the effective date of this rule or April 30, 2007, whichever is earlier, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> annual allowance allocations, under subrule (3) of this rule, for the annual control periods in 2009, 2010, and 2011.

(b) By October 31, 2008, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> annual allowance allocations, under subrule (3) of this rule, for the annual control periods in 2012, 2013, and 2014.

(c) By October 31, 2011, and thereafter each October 31 of the year that is 3 years after the last year of allocation submittal, the department shall submit to the U.S. environmental protection agency the CAIR NO<sub>x</sub> annual allowance allocations as indicated under subrule (3) of this rule.

(3) For the CAIR NO<sub>x</sub> annual control periods under subrules (1)(a) and (b) of this rule, the department shall allocate allowances to existing EGU units that commenced operation before January 1 of the most recent year of the 5-year period used to calculate heat input. The department shall allocate the following allowances to each existing CAIR NO<sub>x</sub> unit:

(a) During calendar years 2010 to 2014:

(i) Units with an allowable emission rate equal to or greater than the CAIR target budget rate of 0.15 pounds per million Btu shall receive allowances in an amount equaling 0.15 pounds per million Btu multiplied by the appropriate fuel adjustment factor and multiplied by the heat input as determined under subrule (4) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.

(ii) Units with an allowable emission rate less than the CAIR target budget rate of 0.15 pounds per million Btu shall receive allowances determined by calculating the arithmetic average of the CAIR target emission rate multiplied by the appropriate fuel adjustment factor plus the unit's allowable emission rate, which is then multiplied by the heat input as determined under subrule (4) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.

$$Allocation = \left[ \frac{\left\{ \frac{(CTER \times FAF) + AER}{2} \right\} \times HI}{2000 \text{ lb / ton}} \right]$$

Where:

Allocation = The unadjusted NO<sub>x</sub> allowance allocation, in tons.  
 CTER = The CAIR target emission rate for 2009 through 2014.  
 FAF = Fuel adjustment factor as defined in R 336.1821.  
 AER = The unit's allowable emission rate.  
 HI = Average of the unit's 2 highest heat inputs for the appropriate 5 control periods.

(b) During calendar years 2015 and thereafter, the following apply:

(i) Units with an allowable emission rate equal to or greater than the CAIR target budget rate of 0.125 pounds per million Btu shall receive allowances in an amount equaling 0.125 pounds per million Btu multiplied by the appropriate fuel adjustment factor and multiplied by the heat input as determined under subrule (4) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.

(ii) Units with an allowable emission rate less than the CAIR target budget rate of 0.125 pounds per million Btu shall receive allowances determined by calculating the arithmetic average of the CAIR target emission rate multiplied by the appropriate fuel adjustment factor plus the unit's allowable emission rate, which is then multiplied by the heat input as determined under subrule (4) of this rule, divided by 2,000 pounds per ton, and rounded to the nearest whole oxides of nitrogen allowance, as appropriate.



$$Allocation = \left[ \frac{\left\{ \frac{(CTER \times FAF) + AER}{2} \right\} \times HI}{2000 \text{ lb / ton}} \right]$$

Where:

**Allocation =** The unadjusted NOx allowance allocation, in tons.  
**CTER =** The CAIR target emission rate for 2015 and thereafter.  
**FAF =** Fuel adjustment factor as defined in R 336.1821.  
**AER =** The unit's allowable emission rate.  
**HI =** Average of the unit's 2 highest heat inputs for the appropriate 5 control periods.

(4) The heat input, in million Btu's, used for calculating oxides of nitrogen allowance allocations for each subject unit under this rule shall be the unit's average of the 2 highest heat inputs for the annual control period in the 5 years immediately preceding the year in which the department is required to submit the oxide of nitrogen allocations. If the unit operated less than 2 years of the 5-year time period, then the unit's single highest heat input shall be used.

[0]R 336.1831 New EGUs under CAIR NOx annual trading program; allowance allocations.

Rule 831. (1) [0]The department shall establish a set-aside pool for each CAIR NOx annual control allocation year. This set-aside pool shall be allocated on a yearly basis as follows:

(a) For years 2009 to 2011, a total of 1,000 tons of CAIR NOx annual budget allowances available for new EGUs.

(b) For years 2012 and thereafter, a total of 1,400 tons of CAIR NOx annual budget allowances available for new EGUs.

(2) The CAIR authorized account representative of a new EGU CAIR NOx unit under this rule may submit to the department a written request, in a format specified by the department, to receive CAIR NOx annual allowances, starting with the annual control period during which the CAIR NOx unit commenced or is projected to commence operation and ending with the control period preceding the control period for which it shall receive an allocation under R 336.1830.

(a) The oxides of nitrogen allowance allocation request shall be submitted before September 1 of the year of the first annual control period for which the oxides of nitrogen allowance allocation is requested and after the date on which the department issues a permit to install for the oxides of nitrogen unit, if required, and each following year by September 1.

(b) The allocation methodology used for the first annual control period for which each new EGU requests allowances shall be calculated using the following formula:

$$Allocation = \frac{1.0 \text{ lb NOx}}{MWh} \times \frac{\text{Size of unit in MW} \times \text{hours of operation}}{2000 \text{ lb / ton}} \times 70\%$$

Where:

**Allocation =** The unadjusted NOx allowance allocation, in tons.  
**1.0 lb NOx/MWh =** The factor for allocating NOx allowances based on electric generation.  
**Size of the unit =** The maximum design capacity of the EGU in megawatts.  
**Hours of operation =** Predicted hours of operation per control period.  
**MWh =** Megawatt hours.

(c) The allocation methodology used for each consecutive annual control period for which each new EGU requests allowances shall be calculated using the following formula:

$$\text{Allocation} = \frac{1.0 \text{ lb NO}_x}{\text{MWh}} \times \frac{\text{Actual Megawatt hours}}{2000 \text{ lb / ton}}$$

Where:

Allocation =	The unadjusted NO <sub>x</sub> allowance allocation, in tons.
1.0 lb NO <sub>x</sub> /MWh =	The factor for allocating NO <sub>x</sub> allowances based on electric generation.
Actual megawatt hours =	The actual megawatt hours of electricity generated during the control period immediately preceding the request.
MWh =	Megawatt hours.

(d) Once the new EGU has been placed in the existing pool, the calculation methods under R 336.1830 apply.

(3) The department shall review and allocate oxides of nitrogen allowances pursuant to each allocation request on a pro rata basis as follows:

(a) Upon receipt of the CAIR NO<sub>x</sub> unit's allowance allocation request, the department shall determine whether allowances are available and shall make necessary adjustments to the request to ensure that for the CAIR NO<sub>x</sub> annual control period, the numbers of allowances specified are consistent with the requirements of subrule (1) of this rule.

(b) If the allocation set-aside pool for the CAIR NO<sub>x</sub> annual control period for which CAIR NO<sub>x</sub> annual budget allowances are requested has an amount greater than or equal to the number requested, as adjusted under subdivision (a) of this subrule, then the department shall allocate the amount of the CAIR NO<sub>x</sub> annual budget allowances requested.

(c) If the allocation set-aside pool for the CAIR NO<sub>x</sub> annual control period for which CAIR NO<sub>x</sub> annual budget allowances are requested has an amount of oxides of nitrogen allowances less than the number requested, as adjusted under subdivision (a) of this subrule, then the department shall proportionately reduce the number of CAIR NO<sub>x</sub> annual budget allowances allocated to each CAIR NO<sub>x</sub> unit so that the total number of CAIR NO<sub>x</sub> annual budget allowances allocated are equal to the amounts referenced in subrule (1)(a) or (b) of this rule.

(4) CAIR NO<sub>x</sub> annual allowances not allocated or requested that remain in the new source set-aside pool for any allocation year shall be re-allocated to the existing EGU source pool, using the allocation methodologies as outlined in R 336.1830.

**R 336.1832 CAIR NO<sub>x</sub> annual trading program; hardship set-aside.**

[0]Rule 832. (1) After the provisions of R 336.1830 have been followed, an owner or operator may pursue a request for hardship allowances. These requests must be submitted not later than 30 days prior to the deadline for department submittals to the U.S. environmental protection agency as described in R 336.1830.

(2) For existing EGUs subject to the CAIR NO<sub>x</sub> annual budget, the department shall allocate CAIR NO<sub>x</sub> hardship allowances under the following procedures:[0]

(a) The department shall establish a hardship allocation set-aside pool for each CAIR NO<sub>x</sub> annual allocation year for existing EGUs. This hardship set-aside pool shall be allocated on a yearly basis and contains 1,200 tons of CAIR NO<sub>x</sub> annual allowances per allocation year.

**(b) Hardship allowances may be allocated to an EGU or non-EGU, if the requesting authorized account representative demonstrates both of the following:**

**(i) The owner or operator of the EGU has less than 250 employees within its company or its electric generating division or department.**

**(ii) The controls required for the EGU under this part result in excessive or prohibitive costs for compliance, pursuant to the procedures in subrule (3) of this rule.**

**(c) The CAIR authorized account representative of a CAIR NO<sub>x</sub> unit under this rule may submit to the department a written request, in a format specified by the department, to receive CAIR NO<sub>x</sub> annual hardship allowances. The authorized account representative shall submit the request for the amount of estimated hardship allowances they need, using historical annual heat input utilization levels multiplied by historical oxides of nitrogen emission rates, in the following manner:**

**(i) Historical heat input utilization levels shall be based on the unit's average of the 2 highest heat input utilization levels for the annual control period in the 5 years immediately preceding the year in which the department is required to submit the oxides of nitrogen allocations to the U.S. environmental protection agency. If the unit operated less than 2 years during the 5-year time period, then the unit's single highest heat input level shall be used.**

**(ii) Historic oxides of nitrogen rates shall be based on the oxides of nitrogen rate reported by the authorized account representative in its 40 C.F.R. part 75 reports to the U.S. environmental protection agency in the calendar year immediately preceding the year in which the department is required to submit the oxides of nitrogen allocation.**

**(iii) Units receiving hardship allowances shall receive a 3-year allocation that is 3 years in advance of the annual control period in which the hardship allowances are to be used. The 3-year allocation shall be the same as provided in R 336.1830(2).**

**(d) The department shall allocate the allowances based on the requests received as follows:**

**(i) If the allocation hardship set-aside pool for the CAIR NO<sub>x</sub> annual control period for which CAIR NO<sub>x</sub> annual allowances are requested has an amount of oxides of nitrogen allowances greater than or equal to the number requested, then the department shall allocate the amount of the CAIR NO<sub>x</sub> annual budget allowances requested.**

**(ii) If the allocation hardship set-aside pool for the CAIR NO<sub>x</sub> annual control period for which CAIR NO<sub>x</sub> annual allowances are requested has an amount of oxides of nitrogen allowances less than the number requested, then the department shall proportionately reduce the number of CAIR NO<sub>x</sub> annual allowances allocated to each CAIR NO<sub>x</sub> annual unit so that the total number of CAIR NO<sub>x</sub> annual allowances allocated are equal to the amounts referenced in subdivision (a) of this subrule.**

**(3) The department shall allocate CAIR NO<sub>x</sub> annual hardship allowances to existing CAIR NO<sub>x</sub> units which have submitted an engineering analysis as described as follows:**

**(a) The authorized account representative shall demonstrate to the department that the control level required pursuant to this rule results in excessive or prohibitive cost for compliance. The demonstration shall include all of the following:**

**(i) An engineering study analyzing all control options that are technically available for the unit, including control options that would achieve a level of control meeting, at a minimum, a 0.15 pound per million Btu emission rate.** **(ii) The annualized cost associated with each control option. An annualized cost of more than \$2,400 per ton of oxides of nitrogen reduced shall generally be considered to be an excessive cost for compliance with this rule.**

**(iii) Other considerations that contribute to prohibitive cost of compliance.**

(b) For a source to remain eligible for hardship allowances under this rule after the initial 3-year allocation period, ending on September 30, 2011, the state may require a revised engineering analysis and demonstration as detailed under subrule (3)(a) of this rule, at a minimum of once every 3 years.

**R 336.1833 CAIR NO<sub>x</sub> annual trading program; compliance supplement pool.**

**Rule 833. (1)** The department shall allow sources required to implement CAIR NO<sub>x</sub> control measures by January 1, 2009, and subject to this rule to demonstrate compliance using allowances issued from the compliance supplement pool under this rule, as follows:

(a) The total number of CAIR NO<sub>x</sub> allowances available to existing EGUs, for early reduction purposes from the compliance supplement pool, shall not be more than 6,491 tons of oxides of nitrogen.

(b) The total number of CAIR NO<sub>x</sub> allowances available for the newly-affected EGUs, for hardship purposes from the compliance supplement pool, shall not be more than 1,856 tons of oxides of nitrogen.

(c) Any CAIR NO<sub>x</sub> allowances that remain in the compliance supplement pool after the 2009 control period shall be retired.

(d) Sources that receive allowances according to the requirements of this rule may trade the allowance to other sources or persons according to the provisions in the CAIR NO<sub>x</sub> annual trading program.

(2) The department shall issue early reduction allowances to existing EGUs as follows:

(a) The emissions reduction shall not be required by Michigan's state implementation plan, state law, or rule, or be otherwise required by federal law.

(b) The emissions reduction shall be verified by the source as actually having occurred during the calendar years of 2007 and 2008.

(c) Each CAIR NO<sub>x</sub> unit for which the owner or operator requests any early reduction allowances under this rule shall monitor oxides of nitrogen emissions under 40 C.F.R. part 75, subpart H, which are adopted by reference in R 336.1802a, starting not less than 1 calendar year before the annual control period for which the early reduction allowances are requested. The unit's monitoring system availability shall be not less than 90 percent during the control period in which monitoring occurs for this purpose and the unit shall be in compliance with any applicable state or federal emissions or emissions-related requirements.

(d) The emissions reduction shall be quantified according to procedures set forth in 40 C.F.R. part 75, subpart H.

(e) The emissions reduction request shall include both of the following:

(i) The CAIR NO<sub>x</sub> authorized account representative may request early reduction allowances for the annual control period in an amount equal to the unit's heat input for the year, multiplied by the difference between the rates in both of the following provisions, divided by 2,000 pounds per ton, and rounded to the nearest ton:

(A) The oxides of nitrogen emission limit required by Michigan's state implementation plan, otherwise required by the clean air act, or 0.25 pound per million Btu heat input, whichever is most stringent.

(B) The unit's actual oxides of nitrogen emission rate for the 2007 and 2008 calendar years, which shall be lower than the rate used in subparagraph (A) of this paragraph and less than 80% of the actual 2005 annual oxides of nitrogen emission rate, expressed as pound per million Btu heat input.

(ii) The early reduction allowance request shall be submitted in writing, in a format specified by the department, not later than July 1, 2009, for the 2007 and 2008 control periods.

(f) The department shall allocate CAIR NO<sub>x</sub> allowances to CAIR NO<sub>x</sub> units meeting the requirements of this subdivision and requesting early reduction allocations, in the following manner:

(i) Upon receipt of each early reduction allowance request, the department shall accept the request only if the requirements of subdivisions (a) to (e) of this subrule are met and, if the request is accepted, shall make any necessary adjustments to the request to ensure that the amount of the early reduction allowances requested meets the requirement of subdivisions (a) to (e) of this subrule.

(ii) If the compliance supplement pool has an amount of CAIR NO<sub>x</sub> allowances equal to or greater than the number of early reduction allowances in all accepted early reduction allowance requests for 2007 and 2008, as adjusted under paragraph (i) of this subdivision, the department shall allocate to each CAIR NO<sub>x</sub> unit covered by the accepted requests 1 allowance for each early reduction allowance requested, as adjusted under paragraph (i) of this subdivision.

(iii) If the compliance supplement pool has an amount of CAIR NO<sub>x</sub> allowances less than the number of early reduction allowances in all accepted early reduction allowance requests for 2007 and 2008, as adjusted under paragraph (i) of this subdivision, the department shall allocate CAIR NO<sub>x</sub> allowances to each CAIR NO<sub>x</sub> unit covered by the accepted requests according to the following formula and rounding to the nearest whole allowance as appropriate:

$$\text{Allocated ERC} = \left( \frac{\text{Units ERC requested}}{\text{Total requested ERC}} \right) \times \text{Available CAIR NO}_x \text{ Allowances}$$

Where:

ERC =	Early reduction allowances.
Allocated ERCs =	Each unit's allocated early reduction allowances.
Total requested ERCs =	The total amount of ERCs requested by all units from the compliance supplement pool.
Available CAIR NO <sub>x</sub> Allowances =	The total amount of allowances available from the early reduction portion of the compliance supplement pool.

(3) The department shall issue hardship allowances to newly-affected EGUs for which compliance with the CAIR NO<sub>x</sub> emissions limitations would create an undue risk to the reliability of electricity supply during the 2009 control period. The CAIR NO<sub>x</sub> authorized account representative of the CAIR NO<sub>x</sub> unit may request the allocation of CAIR NO<sub>x</sub> allowances from the compliance supplement pool under subrule (1)(b) of this rule, pursuant to the following:

(a) The CAIR NO<sub>x</sub> authorized account representative shall submit to the department by July 1, 2009, a written request, in a format specified by the department, for allocation of an amount of CAIR NO<sub>x</sub> allowances from the compliance supplement pool not exceeding the minimum amount of CAIR NO<sub>x</sub> allowances necessary to remove the undue risk to the reliability of electricity supply.

(b) The CAIR NO<sub>x</sub> authorized account representative shall demonstrate that, in the absence of allocation of the amount of CAIR NO<sub>x</sub> allowances requested, the unit's compliance with the CAIR NO<sub>x</sub> emissions limitation for the 2009 control period would create an undue risk to the reliability of electricity supply during the 2009 control period. This demonstration shall include both of the following:

(i) A showing that it would not be possible for the owners and operators of the unit to comply with applicable control measures by obtaining sufficient amounts of electricity from other electric generation facilities during the installation of control technology at the unit.

(ii) A showing that it would not be possible for the owners and operators of the unit to comply with applicable control measures by acquiring sufficient allowances from other sources or persons.

(c) The department shall review each request submitted by July 1, 2009, and allocate CAIR NO<sub>x</sub> allowances for the 2009 control period to requesting Michigan CAIR NO<sub>x</sub> units as follows:

(i) Upon receipt of each hardship request, the department shall accept the request only if the requirements of subdivisions (a) and (b) of this subrule are met and, if the request is accepted, shall make any necessary adjustments to the request to ensure that the amount of the CAIR NO<sub>x</sub> hardship allowances requested meets the requirements of subdivisions (a) and (b) of this subrule.

(ii) If the compliance supplement pool has an amount of CAIR NO<sub>x</sub> hardship allowances equal to or greater than the number of CAIR NO<sub>x</sub> allowances in the hardship requests, the department shall allocate to each CAIR NO<sub>x</sub> unit the amount of CAIR NO<sub>x</sub> allowances requested, as adjusted under paragraph (i) of this subdivision.

(iii) If the compliance supplement pool has an amount of CAIR NO<sub>x</sub> allowances less than the number of hardship allowances in all accepted hardship requests, as adjusted under paragraph (i) of this subdivision, the department shall allocate CAIR NO<sub>x</sub> allowances to each CAIR NO<sub>x</sub> unit covered by the accepted requests according to the following formula and rounding to the nearest whole allowance as appropriate:

$$\text{Adjusted Allocation} = \text{Requested Allocation} \times \left( \frac{\text{Available Pool Allocations}}{\text{Total adjusted allocation for all units}} \right)$$

Where:

Adjusted allocation =

The number of CAIR NO<sub>x</sub> hardship allowances allocated to the unit from the state's compliance supplement pool.

Requested allocation =

The amount of CAIR NO<sub>x</sub> hardship allowances requested for the unit.

Available pool allocations =

The amount of CAIR NO<sub>x</sub> hardship allowances in the state's compliance supplement pool.

Total adjusted allocations for all units =

The sum of the amounts of hardship allocations requested for all units, as adjusted.

(4) The department shall complete its review process not later than September 1, 2009. By November 30, 2009, the department shall determine, and submit to the U.S. environmental protection agency, the allocations under subrules (2) or (3) of this rule.

**R 336.1834 Opt-in provisions under the CAIR NO<sub>x</sub> annual trading program.**

**Rule 834.** The opt-in provisions in 40 C.F.R. §§97.180 through 97.188 are adopted by reference in R 336.1802a and are applicable to this rule.

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**NOTICE OF PUBLIC HEARING**

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SOAHR 2005-037  
NOTICE OF PUBLIC HEARING  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
AIR QUALITY DIVISION

The Michigan Department of Environmental Quality (DEQ), Air Quality Division, will conduct a public hearing on proposed administrative rules promulgated pursuant to Part 55, Air Pollution Control, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (Act 451); R 336.1802a, R 336.1803, R 336.1821 to R 336.1826, and R 336.1830 to R 336.1834. These rules are being developed to meet requirements of the U.S. Environmental Protection Agency's (EPA's) Clean Air Interstate Rule (CAIR) to reduce transported emissions of oxides of nitrogen from electric generating units and large non-electric generating units. The rules will be submitted to the EPA as part of the Michigan ozone State Implementation Plan upon final promulgation.

The public hearing will be held on April 2, 2007, at 1:00 p.m., in the Constitution Hall, ConCon Conference Room, Atrium South, 525 West Allegan Street, Lansing, Michigan.

Copies of the proposed rules (SOAHR 2005-037EQ) can be downloaded from the Internet at: <http://www.michigan.gov/deqair>. These rules can also be downloaded from the Internet through the State Office of Administrative Hearings and Rules at <http://www.michigan.gov/orr>. Copies of the rules may also be obtained by contacting the Lansing office at:

Air Quality Division  
Michigan Department of Environmental Quality  
P.O. Box 30260  
Lansing, Michigan 48909-7760  
Phone: 517-373-7045  
Fax: 517-241-7499  
E-Mail: [halbeism@Michigan.gov](mailto:halbeism@Michigan.gov)

All interested persons are invited to attend and present their views. It is requested that all statements be submitted in writing for the hearing record. Anyone unable to attend may submit comments in writing to the address above. Written comments must be received by 5:00 p.m. on April 2, 2007.

Persons needing accommodations for effective participation in the meeting should contact the Air Quality Division at 517-373-7045 one week in advance to request mobility, visual, hearing, or other assistance.

This notice of public hearing is given in accordance with Sections 41 and 42 of Michigan's Administrative Procedures Act, 1969 PA 306, as amended, being Sections 24.241 and 24.242 of the Michigan Compiled Laws. Administration of the rules is by authority conferred on the Director of the DEQ by Sections 5503 and 5512 of Act 451, being Sections 324.5503 and 324.5512 of the Michigan Compiled Laws, and Executive Order 1995-18. These rules will become effective immediately after filing with the Secretary of State.

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**PROPOSED ADMINISTRATIVE RULES**

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SOAHR 2006-061

DEPARTMENT OF LABOR AND ECONOMIC GROWTH

BUREAU OF COMMERCIAL SERVICES

PRIVATE SECURITY GUARD AND  
SECURITY ALARM AGENCIES

GENERAL RULES

Filed with the Secretary of State on

These rules become effective 30 days after filing.

(By authority conferred upon the department of labor and economic growth by Sections 23 and 27 of 1968 PA 330, MCL 338.1073 and MCL 338.1077, and executive reorganization order 2003-1, MCL 445.2011.)

Draft September 26, 2006

R 28.4001, R 28.4002, R 28.4003, R 28.4004, R 28.4005 and R 28.4006 of the Administrative Code are amended and R 28.4007 is added as follows:

R 28.4001 General provisions.

Rule 1. (1) These rules implement ~~1968 Act No. PA 330 of the Public Acts of 1968, as amended, being S338.1051 et seq. of the Michigan Compiled Laws,~~ **MCL 338.1051 to MCL 338.1085**, hereinafter referred to as the "act," and apply to all the private security guard and alarm system contractor agencies listed in section 2(a), (b), (c), (d), (g), and (h) of the act.

(2) "Department" means the Michigan department of ~~state police~~ **labor and economic growth**.

R 28.4002 Prohibited words in agency names.

Rule 2. The following words **or terms** in an agency name ~~will~~ **shall** not be approved by the department:

(a) "Police," "**sheriff**," "**deputy**," "**peace officer**," "**officer**," or "**marshall**."

(b) "Michigan," "United States," "**US**" **or any other term that could be confused with a federal, state or local agency**, or the name of a specific city, village, **township** or county. However, an owner may use his **or her** own name which is similar to the name of a city, village, **township** or county if his **or her** business is remote from the city, village, **township** or county with a similar name.

(c) "**Homeland**," "**Homeland Security**" **or** "**National Security**."

R 28.4003 ~~Lists~~ **Roster** of employees.

Rule 3. A complete employee personnel ~~list~~ **roster** shall be filed with the department by each licensee on a quarterly basis, **except that if a licensee's employee roster is unchanged from the quarterly**



**report filed in a previous quarter, as required in section 17(3) of the act, then a statement that the previous submission has not changed will satisfy the report requirement.** This list roster shall be kept confidential ~~except for official use to the extent allowed by law.~~

R 28.4004 Uniforms.

Rule 4. (1) All **field employees of a licensed security guard or security alarm employees** ~~of any agency described in section 2 of the act and licensed to conduct business as a private security guard agency~~ shall wear a uniform. Minimum requirements are ~~a uniform cap and a uniform~~ **button-front shirt or polo-style pullover**, blouse, jacket or overcoat which will have the designated patches and emblems required by ~~subdivisions (a), (b), and (d) of subrule (2) of this rule.~~

(2) A uniform bearing the following emblems and patches will be **acceptable to** ~~approved by the~~ department:

(a) Shoulder patches shall be red ~~in color~~, bear the name of the licensee, ~~have white~~, in clearly legible **white** lettering, and may bear an ~~approved~~ **acceptable** agency design or insignia. The patches shall be of half moon design, **not less than** 3 inches high and 5 inches wide. A patch shall be worn on each shoulder of a shirt, **pullover**, blouse, jacket, or overcoat.

(b) ~~A patch shall be worn on the right breast with words "Security Guard," "Security Technician," "Patrolman," or "Watchman," whichever is applicable. A breast patch~~ It shall be 4 1/2 inches long, 1 inch high, and red with white, **clearly legible** lettering **containing the words "security," "security guard" or "security alarm," as appropriate.**

(c) An employee may wear an appropriate designation of his **or her** rank, such as sergeant, on either or both sleeves; and chevrons shall be red ~~in color~~ with white piping. If the employee is of commissioned officer rank, he may wear the appropriate emblem on the collar or shoulders of his uniform shirt, **pullover, or jacket**, ~~or blouse.~~

(d) If shoulder straps (epaulettes) are worn on the uniform shirts, **pullovers**, jackets, or **overcoats** ~~blouses~~, they shall be the same color as the shoulder patches.

(e) A cap ornament may be worn. It shall not carry the state of Michigan seal. It may carry the rank of the employee and shall have the same name as approved by the department.

~~(f) Plant protection personnel shoulder patches shall be the same as described in subrule (2)(a), except they may be an orange background with white lettering. Cap ornaments for plant protection personnel shall be subject to the same restrictions as listed in subrule (2)(e).~~

**(3) The requirements of subrule (2) of this rule may be met by embroidering the information directly on the chest and sleeve of a uniform shirt, pullover, jacket or overcoat.**

**(4) Any deviation from the requirements of subrule (2) or (3) of this rule** requires approval by the department.

R 28.4005 Badges.

Rule 5. ~~Any square or rectangular badge will be approved by the department and may bear the approved agency name. A badge shall not be star-shaped, nor shall it resemble a law-enforcement personnel badge that could deceive or confuse the public. Any other shape badge or shield will not be approved.~~

R 28.4006 Names and emblems in advertising.

Rule 6. (1) An agency shall not solicit or advertise for business with any name other than that approved by the department. This includes letterheads, vehicles, **etc and similar materials.** ~~Such material on hand may be phased out.~~

(2) An agency shall not display on a vehicle any shield, star, or other emblem that would be likely to deceive or confuse the public or be identical with an emblem on any law enforcement vehicle. ~~Vehicles with emblems now in use may be phased out.~~

**R 28.4007 Daily supervision of business.**

**Rule 7. As of the effective date of this rule, the license holder shall be responsible for the daily operation and supervision of the business. The license holder shall maintain regular hours at the address on file with the department.**

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**NOTICE OF PUBLIC HEARING**

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**DEPARTMENT OF LABOR AND ECONOMIC GROWTH  
BUREAU OF COMMERCIAL SERVICES**

**BOARD OF PRIVATE SECURITY GUARD  
AND SECURITY ALARM AGENCIES  
Rule Set 2006-061**

**NOTICE OF PUBLIC HEARING**

**March 9, 2007**

**10:00 a.m.**

The Department of Labor and Economic Growth will hold a public hearing on March 9, 2007, 10:00 a.m. at the Bureau of Commercial Services, 2501 Woodlake Circle, Okemos Michigan in Conference Room 1. The hearing will be held to receive public comments on proposed changes to the Administrative Rules for the Board of Private Security Guard and Security Alarm Agencies.

The proposed rule set #2006-061 does the following: 1) updates the department name 2) expands the list of prohibited words used in agency names 2) amends the uniform requirements 3) provides an alternative reporting option in certain situations and 4) prohibits a person qualifying for an individual license from holding more than one business license.

These rules are promulgated by authority conferred on the Department of Labor and Economic Growth by Section 23 and 27 of 1968 PA 330, MCL 338.1073 and MCL 338.1077 and executive reorganization order 2003-1, MCL 445.2011. The rules will take effect 30 days after filing with the Secretary of State.

The rule set #2006-061 is published on the Michigan Government web site at <http://www.michigan.gov/orr> and in the March 1, 2007 issue of the *Michigan Register*. Comments may be submitted to the following address by 5:00 P.M. on March 9, 2007. Copies of the draft rules may also be obtained by mail or electronic transmission at the following address:

Department of Labor and Economic Growth  
Amy Shell, Bureau of Commercial Services  
P. O. Box 30018  
Lansing MI 48909-7518  
Phone: (517) 241-9219  
FAX: (517) 373-3085  
E-mail: [shella1@michigan.gov](mailto:shella1@michigan.gov)

The hearing site is accessible, including handicap parking. People with disabilities requiring additional accommodations in order to participate in the hearing (such as information in alternative formats) should contact the Bureau at (517)241-9265 14 days prior to the hearing date. Individuals attending the meeting are requested to refrain from using heavily scented personal care products, in order to enhance accessibility for everyone. Information at this meeting will be presented by speakers and printed handouts.

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**PROPOSED ADMINISTRATIVE RULES**

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SOAHR 2006-079

DEPARTMENT OF LABOR & ECONOMIC GROWTH

DIRECTOR'S OFFICE

MICHIGAN BOILER RULES

Filed with the Secretary of State on  
These rules take effect 60 days after filing with the Secretary of State

(By authority conferred on the director of the department of labor & economic growth by sections 4a of 1965 PA 290, Executive Reorganization Order Nos. 1996-2 and 2003-1, MCL 408.754a, 445.2001 and 445.2011)

Draft February 2, 2007

R 408.4038, R 408.4107, and R 408.4125 of the Michigan Administrative Code are amended.

FEES

R 408.4038 Fees.

Rule 38. (1) Fees for licenses, permits, certificates, and inspections are as follows:

Licenses

<b>Installer license</b> .....	<b>\$80.00.</b>
<b>Installer exam</b> .....	<b><del>\$75.00</del>100.00.</b>
Installer renewal.....	<del>75.00</del> <b>\$80.00.</b>
<b>Repairer license</b> .....	<b>\$80.00.</b>
Repairer exam.....	<del>75.00</del> <b>\$100.00.</b>
Repairer renewal.....	<del>75.00</del> <b>\$80.00.</b>
<b>Inspector license</b> .....	<b>\$80.00.</b>
Inspector exam.....	<del>75.00</del> <b>\$100.00.</b>
Inspector renewal.....	<del>25.00</del> <b>\$50.00.</b>

Permit applications

Nuclear installation permit application.....	\$1,380.00.
Nuclear repair permit application.....	\$400.00.
<b>Low pressure</b> installation permit application.....	<del>60.00</del> <b>\$75.00.</b>
<b>High pressure installation permit application</b> .....	<b>\$120.00 +.05 per foot of piping.</b>
Repair permit application.....	<del>60.00</del> <b>\$75.00.</b>

Permit application fees are nonrefundable.

### Certificates

Certificates .....~~\$25.00~~**\$40.00.**

### Inspections

Power boilers-150 square feet or less .....~~\$40.00~~**\$50.00.**  
 Power boilers-more than 150 square feet to 4,000 square feet.....~~115.00~~**\$145.00.**  
 Power boilers-more than 4,000 square feet to 10,000 square feet.....~~130.00~~**\$160.00.**  
 Power boilers-more than 10,000 square feet .....~~150.00~~**\$185.00.**  
 Low pressure heating boiler without manhole.....~~40.00~~**\$50.00.**  
 Inspection of an additional low pressure heating boiler without  
 a manhole at the same physical location, on the same date .....~~30.00~~**\$40.00.**  
 Low pressure heating boiler with manhole.....~~50.00~~**\$65.00.**  
 Low pressure hot water supply boiler.....~~30.00~~**\$40.00.**  
 Inspection of an additional low pressure hot water supply boiler  
 at the same physical location, on the same date .....~~20.00~~**\$25.00.**  
 Low pressure process boiler without manhole .....~~40.00~~**\$50.00.**  
 Low pressure process boiler with manhole.....~~50.00~~**\$65.00.**  
 Miniature hobby locomotive boiler .....~~\$15.00.~~

### Special inspections

(2) The boiler division shall provide special inspections not otherwise covered in the fee schedule. The charge for this service shall be at the rate of ~~\$60.00~~**100.00** for the first hour and ~~\$60.00~~**100.00** for each additional hour, plus lodging, meals, transportation, and other related expenses incurred for performing special inspections.

(3) Fees required under these rules shall be paid by cash, money order, or check to the department. Money orders or checks shall be made payable to: "State of Michigan."

R 408.4107 Annual renewal of boiler installer's license; change of business affiliation.

Rule 107. (1) A boiler installer's license shall be renewed annually upon payment of a fee as prescribed by R 408.4038.

(2) An installer's license shall expire on December 31 of each year and shall be renewed. An application for renewal shall be submitted to the boiler division of the department between September 30 and December 31. A license that is not renewed by January 1 shall be voided and may be reinstated only upon application for reinstatement and payment of both the renewal fee and a reinstatement fee of ~~\$75.00~~**\$80.00**. A person requesting renewal of a license within 3 years after the license is voided pursuant to this subrule is not subject to reexamination for the license, but shall pay both the reinstatement fee and the annual license renewal fee for the current renewal year. A person who fails to renew a license for 3 consecutive years shall meet the requirements of, and take an examination for, the class of license sought.

(3) A licensee who changes business affiliation shall notify the chief inspector, on a form provided by the boiler division of the department, of the name and address of the new business affiliate under which the licensee intends to use his or her license. A fee of ~~\$20.00~~**\$25.00** shall accompany the notification form.

R 408.4125 Annual renewal of boiler repairer's license; change of business affiliation.

Rule 125. (1) A boiler repairer's license shall be renewed annually upon payment of a fee as prescribed by R 408.4038.

(2) A repairer's license shall expire on December 31 of each year and shall be renewed. An application for renewal shall be submitted to the boiler division of the department between September 30 and December 31. A license that is not renewed by January 1 shall be voided and may be reinstated only upon application for reinstatement and payment of both the renewal fee and a reinstatement fee of ~~\$75.00~~**\$80.00**. A person requesting renewal of a license within 3 years after the license is voided pursuant to this subrule is not subject to reexamination for the license, but shall pay both the reinstatement fee and the annual license renewal fee for the current renewal year. A person who fails to renew a license for 3 consecutive years shall meet the requirements of, and take an examination for, the class of license sought.

(3) A licensee who changes business affiliation shall notify the chief inspector, on a form provided by the boiler division of the department, of the name and address of the new business affiliate under which the licensee intends to use his or her license. A fee of ~~\$20.00~~**\$25.00** shall accompany the notification form.

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**NOTICE OF PUBLIC HEARING**

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DEPARTMENT OF LABOR & ECONOMIC GROWTH  
BUREAU OF CONSTRUCTION CODES  
NOTICE OF PUBLIC HEARING

Michigan Boiler Rules (SOAHR# 2006-079 LG)

The Department of Labor & Economic Growth, Bureau of Construction Codes, will hold a public hearing on March 14, 2007, at 1:30 p.m., 2501 Woodlake Circle, Okemos, MI 48864, in conference room 3, 1<sup>st</sup> floor. The proposed effective date of the rule set is 60 days after filing with the Secretary of State.

The public hearing is to receive public comments on the proposed amendments to the administrative rules. The proposed rules are to update the examination, licensing, renewal, permit, certificate and inspection fees to support the boiler program. The hearing is being conducted by authority conferred on the director of the Department of Labor & Economic Growth by section 4a of 1965 PA 290, Executive Reorganization Order Nos. 1996-2 and 2003-1, MCL 408.754a, 445.2001 and 445.2011.

The proposed rules will be published in the March 1, 2007 *Michigan Register*. Copies of the proposed Michigan amendments to the Michigan Boiler Rules may be obtained for a fee of \$2.00 by submitting a check or money order, made payable to the State of Michigan, to the Bureau at the address below. You may download a free copy of the proposed amendments by visiting our website at [www.michigan.gov/bcc](http://www.michigan.gov/bcc). The amendments are located under the What's New section.

Oral or written comments may be presented in person at the hearing on March 14, 2007, or submitted in writing by mail, e-mail, or facsimile no later than 5:00 p.m., March 14, 2007. If your presentation is in written form, please provide a copy to the court reporter at the conclusion of your testimony.

Department of Labor & Economic Growth  
Bureau of Construction Codes  
Office of Administrative Services  
P.O. Box 30254  
Lansing, MI 48909  
Telephone (517) 335-2972  
Facsimile (517) 241-9570  
[smmatsu@michigan.gov](mailto:smmatsu@michigan.gov)

Be sure all cellular telephones and pagers are turned off or set to vibrate.

The meeting site is accessible, including handicapped parking. People with disabilities requiring additional accommodations in order to participate in the meeting should call Tracie Pack at 517-335-2972 (voice) or 517-322-5987 (TTY) at least 14 workdays prior to the hearing.

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**CORRECTION OF OBVIOUS  
ERRORS IN PUBLICATION**

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*MCL 24.256(1) states in part:*

*“Sec. 56. (1) The State Office of Administrative Hearings and Rules shall perform the editorial work for the Michigan register and the Michigan Administrative Code and its annual supplement. The classification, arrangement, numbering, and indexing of rules shall be under the ownership and control of the State Office of Administrative Hearings and Rules, shall be uniform, and shall conform as nearly as practicable to the classification, arrangement, numbering, and indexing of the compiled laws. The State Office of Administrative Hearings and Rules may correct in the publications obvious errors in rules when requested by the promulgating agency to do so...”*



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**CORRECTION OF OBVIOUS  
ERRORS IN PUBLICATION**

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February 6, 2007

Ms. Norene Lind  
Administrative Rules Manager  
State Office of Administrative Hearings and Rules  
Department of Labor and Economic Growth  
611 West Ottawa Street  
Lansing, Michigan 48909-8195

Dear Ms. Lind:

The Department is requesting a correction of obvious error pursuant to Section 24.256(1) of the Administrative Procedures Act for the administrative rules governing the “Certification and Licensure of School Counselors.” The rules were amended effective July 6, 2006.

Rule 390.1303a(c) states that “an out-of-state applicant that meets the conditions pursuant to section 1531(5) of 1976 PA 451, MCL 380.1531(5), may waive the school counselor examination requirement.” Section 380.1531(5) provided the authority for the superintendent of public instruction to issue “applicable endorsements” to out-of-state applicants. Section 380.1531 was amended before the rules took effect on July 6, 2006 by 2006 PA 118, effective April 14, 2006. Previous subsection (5) has been renumbered as subsection (6). The new subsection (5) requires the revision of reading standards. The authority to issue endorsements to out-of-state applicants is now in Subsection (6).

The statutory reference under R 390.1303a(c) should be changed to section 1531(6) of 1976 PA 451, MCL 380.1531(6).

Sincerely,

Carol Easlick, Regulatory Affairs Officer  
Bureau of School Finance and School Law

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**CORRECTION OF OBVIOUS  
ERRORS IN PUBLICATION**

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February 8, 2007

Ms. Norene Lind  
Administrative Rules Manager  
State Office of Administrative Hearings and Rules  
Department of Labor and Economic Growth  
Ottawa Building, 611 W. Ottawa  
P.O. Box 30004  
Lansing, Michigan 48909-7504

Dear Ms. Lind:

I am writing to request the correction of an obvious error in the recently promulgated rule set Law enforcement Standards and Training, R 28.14101, *et. seq.* Specifically, Rule 204 is missing the word “physician” in the first paragraph. I would suggest that this correction should be made under the provisions of MCL 24.256(1) of the Administrative Procedures Act (1969 PA 306), which permits corrections of “obvious errors.”

The rule in question should read:

Rule 204. A person selected to become a law enforcement officer pursuant to the provisions of the act shall meet all of the medical requirements in subdivisions (a) to (e) of this rule. A determination of compliance with the medical standards in this rule shall be made by a licensed **physician**, with the exception that a determination of compliance with subdivisions (a), (b), (c) and (e)(iii) of this rule shall be made as provided in each of the following: ... .

The sentence as currently written makes no sense as it is. It is obvious that a word is missing, even though the precise word may not be obvious. When the sentence is read in the context of making a medical determination, a physician is the most logical person to do so. Finally and most importantly, this rule set rescinded all old rules and reorganized them under new R-numbers. The former rescinded rule (R 28.4103) required examinations by a licensed physician.

Your assistance in correcting this error is appreciated.

Sincerely,

Dale Rothenberger  
Rules Manager

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**EXECUTIVE ORDERS  
AND  
EXECUTIVE REORGANIZATION ORDERS**

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*MCL 24.208 states in part:*

*“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:*

*(a) Executive orders and executive reorganization orders.”*

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**EXECUTIVE ORDERS**

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**EXECUTIVE ORDER**

**No. 2007 – 2**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the State of Michigan in the Governor;

WHEREAS, under Section 8 of Article V of the Michigan Constitution of 1963 the Governor is responsible for the faithful execution of the laws;

WHEREAS, Section 14 of Article V of the Michigan Constitution of 1963 vests the Governor with the authority to grant executive clemency in the form of reprieves, commutations, and pardons;

WHEREAS, Section 24 of Article I of the Michigan Constitution of 1963 declares that crime victims have the right to information about the conviction, sentence, imprisonment, and release of the accused;

WHEREAS, executive clemency in the form of a reprieve, commutation, or a pardon constitutes extra-judicial relief and should be granted sparingly, only after careful review and a thorough investigation;

WHEREAS, Chapter III of the Corrections Code of 1953, 1953 PA 232, MCL 791.231 to 791.246, creates a Parole Board within the Department of Corrections to, among other things, assist the Governor in considering applications for executive clemency;

WHEREAS, under Section 43 of the Corrections Code of 1953, 1953 PA 232, MCL 791.243, all applications for reprieves, commutations, and pardons must be filed with the Parole Board upon forms provided by the Parole Board, and must contain the information, records, and documents the Parole Board requires by rule;

WHEREAS, under Section 6 of the Corrections Code of 1953, 1953 PA 232, MCL 791.206, the Director of the Department of Corrections is authorized to promulgate administrative rules to provide for the manner in which applications for a reprieve, medical commutation, commutation, or a pardon may be made to the Governor;

WHEREAS, Section 44 of the Corrections Code of 1953, 1953 PA 232, MCL 791.244, establishes a procedure for the Parole Board to follow regarding applications for reprieves, commutations, or pardons;

WHEREAS, Section 44 of the Corrections Code of 1953, 1953 PA 232, MCL 791.244, requires the Parole Board to determine within 60 days whether an application for a reprieve, commutation, or pardon has merit prior to initiating an investigation or conducting a hearing regarding the application, and this determination of merit by the Parole Board requires the dedication of significant resources within a limited time period;

WHEREAS, the establishment of the Executive Clemency Advisory Council can assist the Parole Board in the review of applications requesting a reprieve, commutation, or a pardon and help alleviate time

constraints and other burdens imposed upon the Parole Board relating to the review of applications for executive clemency;

NOW, THEREFORE, I, Jennifer M. Granholm, Governor of the State of Michigan, by virtue of the power and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

## **I. DEFINITIONS**

As used in this Order:

A. "Department" means the Department of Corrections, a principal department of state government created by Executive Order 1991-12, MCL 791.302.

B. "Board" means the Parole Board established within the Department on October 1, 1992, by Section 31a of the Corrections Code of 1953, 1953 PA 232, MCL 791.231a.

C. "Council" means the Executive Clemency Advisory Council created within the Department by this Order.

## **II. CREATION OF THE EXECUTIVE CLEMENCY ADVISORY COUNCIL**

A. The Executive Clemency Advisory Council is created as an advisory body within the Department. The Council shall exercise its prescribed powers, duties, and functions independently of the Director of the Department.

1. The Council shall consist of 7 members appointed by the Governor, and shall include individuals representing law enforcement, crime victims or their families, and the general public.

B. Members of the Council shall serve at the pleasure of the Governor.

C. A vacancy on the Council shall be filled in the same manner as the original appointment.

## **III. CHARGE TO THE COUNCIL**

A. The Council shall act in an advisory capacity to the Parole Board. Upon the request of the Governor or the Parole Board, the Council may advise and assist the Parole Board in conducting the review of an application for a reprieve, commutation, or pardon for the purpose of determining whether the application has merit, as provided under Section 44 of the Corrections Code of 1953, 1953 PA 232, MCL 791.244. The Council may accept and consider written information provided by the sentencing judge, the prosecuting attorney of the county having original jurisdiction over the case, or their respective successors in office, each crime victim, and any other interested member of the public.

B. The Council shall provide other information, recommendations, or advice relating to applications for reprieves, commutations, and pardons, as requested by the Governor or the Parole Board.

## **IV. OPERATION OF THE COUNCIL**

A. The Council shall be staffed and assisted by personnel from the Department as directed by the Governor. Any budgeting, procurement, and related management functions of the Council shall be performed under the direction and supervision of the Director of the Department.

B. The Council shall adopt procedures consistent with Michigan law and this Order governing its organization and operations. The Council may adopt standards or procedures consistent with Michigan law to use in considering recommendations or other advice to the Parole Board regarding whether an application for a reprieve, commutation, or pardon has merit.

C. The Governor shall designate one of the members of the Council to serve as its Chairperson. The Council may select a Vice-Chairperson from among its members.

D. A majority of the members serving on the Council shall constitute a quorum for the transaction of the Council's business. The Council shall act and make recommendations to the Parole Board by a majority vote of its serving members.

E. Members of the Council shall serve without compensation. Members of the Council may receive reimbursement for necessary travel and expenses according to relevant statutes and the rules and procedures of the Department of Management and Budget and the Civil Service Commission, subject to available funding.

F. Members of the Council shall refer all legal, legislative, and media contacts to the Department.

## **V. MISCELLANEOUS**

A. All departments, committees, commissioners, or officers of this state or of any political subdivision of this state shall give to the Council or to any member or representative of the Council, any necessary assistance required by the Council or any member or representative of the Council, in the performance of the duties of the Council so far as is compatible with its, his, or her duties. Free access shall also be given to any books, records, or documents in its, his, or her custody, relating to matters within the scope of inquiry, study, or review of the Council.

B. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order.

Given under my hand and the Great Seal of the State of Michigan this 16th day of February in the year of our Lord, two thousand and seven.

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JENNIFER M. GRANHOLM  
GOVERNOR

BY THE GOVERNOR:

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SECRETARY OF STATE

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**ENROLLED SENATE AND HOUSE BILLS  
SIGNED INTO LAW OR VETOED  
(2006 SESSION)**

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*Mich. Const. Art. IV, §33 provides: “Every bill passed by the legislature shall be presented to the governor before it becomes law, and the governor shall have 14 days measured in hours and minutes from the time of presentation in which to consider it. If he approves, he shall within that time sign and file it with the secretary of state and it shall become law . . . If he does not approve, and the legislature has within that time finally adjourned the session at which the bill was passed, it shall not become law. If he disapproves . . . he shall return it within such 14-day period with his objections, to the house in which it originated.”*

*Mich. Const. Art. IV, §27, further provides: “No act shall take effect until the expiration of 90 days from the end of the session at which it was passed, but the legislature may give immediate effect to acts by a two-thirds vote of the members elected to and serving in each house.”*

*MCL 24.208 states in part:*

*“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:*

\* \* \*

*(b) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills signed into law by the governor during the calendar year and the corresponding public act numbers.*

*(c) On a cumulative basis, the numbers and subject matter of the enrolled senate and house bills vetoed by the governor during the calendar year.”*

**ENROLLED SENATE AND HOUSE BILLS  
SIGNED INTO LAW OR VETOED  
(2006 SESSION)**

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
1	4718		Yes	2/2	2/3	2/3/2006 #	Highways; name; portion of M-54 in Genesee county; rename the "Marine Corps League Memorial Highway", and a portion of M-54 in part of Genesee county rename "UAW Sitdown Strike Memorial Highway". <b>(Rep. J. Gleason)</b>
2		624	Yes	2/2	2/3	2/3/2006 #	Highways; name; renaming a portion of US-24; designate as the "10th Mountain Division", and a portion of M-3 as the "Ronald W. Reagan Memorial Highway". <b>(Sen. L. Toy)</b>
3	5039		Yes	2/2	2/3	2/3/06	Counties; other; medical examiner; revise appointment procedures. <b>(Rep. T. Casperson)</b>
4		956	Yes	2/3	2/3	2/3/06 +	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2005-2006. <b>(Sen. T. Stamas)</b>
5	4244		Yes	2/3	2/3	2/3/06	Taxation; administration; right to an informal conference; clarify. <b>(Rep. S. Hummel)</b>
6	5356		Yes	2/3	2/3	10/1/06	Taxation; administration; requirement for auditors to identify refund opportunities; provide for. <b>(Rep. L. Wenke)</b>
7	5357		Yes	2/3	2/3	10/1/06	Taxation; administration; right to claim credit amounts as an offset against debt amounts in an audit; provide for. <b>(Rep. T. Meyer)</b>

\* - I.E. means Legislature voted to give the Act immediate effect.

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

# - Tie bar



Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
8	5358		Yes	2/3	2/3	10/1/06	Taxation; administration; procedure to challenge audit determinations that result in a refund; provide for. <b>(Rep. L. Wenke)</b>
9	5359		Yes	2/3	2/3	10/1/06	Taxation; administration; procedure to allow a taxpayer who is in informal conference to convert an assessment challenge to a claim for refund; provide for. <b>(Rep. J. Emmons)</b>
10	5360		Yes	2/3	2/3	10/1/06	Taxation; administration; informal conference; provide procedures for informal conference to be considered denied. <b>(Rep. R. Jones)</b>
11	5361		Yes	2/3	2/3	10/1/06	Taxation; administration; filing period for informal conference; extend. <b>(Rep. J. Marleau)</b>
12	5362		Yes	2/3	2/3	2/3/06	Taxation; administration; taxpayer right to rely on bulletins and private letter rulings from department of treasury; provide for. <b>(Rep. L. Drolet)</b>
13	5364		Yes	2/3	2/3	2/3/06	Property tax; appeals; clerical error and mutual mistake of fact; revise application and definition. <b>(Rep. K. Green)</b>
14		788	Yes	2/9	2/9	2/9/06	Agriculture; equipment; lights for certain farm equipment; require. <b>(Sen. R. Jelinek)</b>
15		366	Yes	2/9	2/9	2/9/06	Recreation; state parks; posting at park entrances whether or not hunting or firearm usage is allowed within the state park; require. <b>(Sen. V. Garcia)</b>

\* - I.E. means Legislature voted to give the Act immediate effect.

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
16	5281		Yes	2/9	2/9	2/9/06	Drains; other; representation of communities on certain intercounty drainage boards; provide for. <b>(Rep. E. Gaffney)</b>
17	4855		Yes	2/9	2/9	2/9/06	Sales tax; exemptions; parts installed on non-Michigan-based or foreign registered aircraft; provide for, and exempt the sale of certain aircraft located in Michigan temporarily. <b>(Rep. M. Nofs)</b>
18	4856		Yes	2/9	2/9	2/9/06	Use tax; exemptions; parts installed on non-Michigan-based or foreign registered aircraft; provide for, and exempt the sale of certain aircraft located in Michigan temporarily. <b>(Rep. L. Wenke)</b>
19	5104		Yes	2/9	2/9	11/9/06	Traffic control; speed restrictions; speed limits for trucks; increase maximum speed limit for certain trucks to 60 miles per hour on certain freeways. <b>(Rep. B. Caswell)</b>
20		736	Yes	2/9	2/9	2/9/06	Corrections; jails; expense of inmate medical care; require sheriff to draw on inmate's health care policy before county is charged. <b>(Sen. M. Goschka)</b>
21	5559		Yes	2/14	2/14	2/14/06 #	Economic development; Michigan economic growth authority; definition of facility; modify. <b>(Rep. S. Hummel)</b>

\* - I.E. means Legislature voted to give the Act immediate effect.

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
22		579	Yes	2/14	2/14	2/14/06 #	Economic development; plant rehabilitation; filing date of an application for an industrial facilities exemption; revise. <b>(Sen. J. Gilbert)</b>
23		310	Yes	2/16	2/16	2/16/06	Recreation; other; health clubs; require automatic external defibrillators and plans to address medical emergencies. <b>(Sen. G. Jacobs)</b>
24	4670		Yes	2/16	2/16	2/16/06	Occupations; physicians; special volunteer license for retired physicians; provide for. <b>(Rep. G. Newell)</b>
25	5375		Yes	2/16	2/16	2/16/06 #	Torts; immunity; retired physicians providing volunteer health care for medically indigent individuals; provide immunity for. <b>(Rep. G. Newell)</b>
26	5168		Yes	2/16	2/17	2/17/06 #	Health; occupations; criminal history check on applicants seeking a health professional license; require and provide for under certain circumstances. <b>(Rep. P. Zelenko)</b>
27	5448		Yes	2/16	2/17	2/17/06 #	Mental health; other; background check before employing, contracting with, or granting clinical privileges to certain individuals; require. <b>(Rep. B. Vander Veen)</b>
28		621	Yes	2/16	2/17	2/17/06 #	Health facilities; other; criminal background check for employees of certain health care facilities; revise. <b>(Sen. P. Birkholz)</b>

\* - I.E. means Legislature voted to give the Act immediate effect.

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
29		622	Yes	2/16	2/17	4/1/06 #	Human services; adult foster care; criminal background check for employees of adult foster care facilities; revise and eliminate grandfather provision. <b>(Sen. T. Stamas)</b>
30		351	Yes	2/22	2/23	7/1/06	Health; occupations; registration of acupuncturists; provide for. <b>(Sen. B. Hammerstrom)</b>
31		794	Yes	2/22	2/23	2/23/06	Health; testing; creation of a newborn screening quality assurance advisory committee and reporting of infant hearing testing and screening under certain circumstances; provide for. <b>(Sen. T. George)</b>
32	5471		Yes	2/22	2/23	2/23/06	Economic development; other; economic opportunity zone in brownfield redevelopment financing act; create. <b>(Rep. D. Hildenbrand)</b>
33		850	Yes	2/22	2/28	2/28/06 #	Water; conservation; regulation of water withdrawals; provide for. <b>(Sen. P. Birkholz)</b>
34		851	Yes	2/22	2/28	2/28/06 #	Water; conservation; groundwater conservation advisory council; expand membership and make recommendations on the development of a water withdrawal assessment tool. <b>(Sen. B. Patterson)</b>
35		852	Yes	2/22	2/28	2/28/06 #	Water; conservation; water withdrawal registration and reporting requirements; modify. <b>(Sen. G. Van Woerkom)</b>
36		854	Yes	2/22	2/28	2/28/06 #	Water; conservation; water users committees; provide to assess impacts of water withdrawals. <b>(Sen. R. Basham)</b>

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
37		857	Yes	2/22	2/28	2/28/06 #	Water; conservation; certain public water supply systems; consider impacts on natural resources. <b>(Sen. L. Brater)</b>
38	4606		Yes	3/2	3/2	3/2/06	Health; medical records; health facilities' compliance with HIPAA regulations regarding the release of certain personal health information; provide for. <b>(Rep. S. Adamini)</b>
39	4544		Yes	3/2	3/2	5/31/06	Vehicles; equipment; provisions regarding possession by certain individuals, and use during commission of a crime, of a radio receiving set capable of receiving signals sent on frequencies assigned to police and other government agencies; prohibit and provide penalties. <b>(Rep. K. Elsenheimer)</b>
40	4727		Yes	3/2	3/2	3/2/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of using certain radio receiving sets capable of receiving signals sent on frequencies assigned to police and other government agencies to commit crime; enact. <b>(Rep. K. Elsenheimer)</b>
41	5247		Yes	3/2	3/2	3/2/06	Occupations; health care professions; physician, physician's assistant, or certified nurse practitioner to conduct physical examination and certify a medical statement for preplacement assessments for adoptions; allow. <b>(Rep. B. Vander Veen)</b>

\* - I.E. means Legislature voted to give the Act immediate effect.

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
42	5498		Yes	3/2	3/2	3/2/06	Gaming; horse racing; money in the Michigan agriculture equine industry development fund; provide for payment into the general fund. <b>(Rep. C. Kolb)</b>
43		561	Yes	3/2	3/2	3/2/06	Torts; immunity; "Good Samaritan" law provisions relating to national ski patrol system; revise. <b>(Sen. M. McManus)</b>
44		751	Yes	3/2	3/2	3/2/06	Businesses; associations; corporations formed by summer resort owners; clarify majority vote requirement for member approval. <b>(Sen. J. Allen)</b>
45		658	Yes	3/2	3/2	3/2/06	Businesses; associations; summer resort and assembly associations act; expand amount of land allowed. <b>(Sen. J. Allen)</b>
46		128	Yes	3/2	3/2	1/1/07	Criminal procedure; sex offender registration; notification by e-mail to certain individuals when a registered sex offender relocates into or within a certain proximity of a zip code; require. <b>(Sen. A. Sanborn)</b>
47	5321		Yes	3/9	3/9	3/9/06	Businesses; business corporations; delivery of notices and other communications to shareholders who share a common address; allow delivery of single copy to common address. <b>(Rep. J. Emmons)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
48	5331		Yes	3/9	3/9	3/9/06	Occupations; health care professions; certified nurse practitioners and physicians' assistants to authorize administration of medications in schools; provide for. <b>(Rep. R. Ball)</b>
49	5245		Yes	3/9	3/9	3/9/06	Occupations; health care professions; licensed physician's assistant and certified nurse practitioner to perform court ordered physical examinations; allow. <b>(Rep. D. Robertson)</b>
50	5248		Yes	3/9	3/9	3/9/06	Occupations; health care professions; required medical examiner's certificate to operate a commercial motor vehicle; clarify medical examiner includes a physician's assistant and a certified nurse practitioner. <b>(Rep. L. Wojno)</b>
51	5398		Yes	3/9	3/9	3/9/06	Human services; foster parents; medical statement required for licensure or certification as foster parents; authorize physician or certified nurse practitioner to complete. <b>(Rep. K. Green)</b>
52		569	Yes	3/9	3/9	3/9/06	Income tax; credit; population requirement for historic preservation tax credit; eliminate. <b>(Sen. J. Allen)</b>
53		570	Yes	3/9	3/9	3/9/06	Single business tax; credit; population requirement for historic preservation tax credit; eliminate. <b>(Sen. J. Allen)</b>

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\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
54	4893		Yes	3/9	3/9	12/1/06	Occupations; athletics; licensure of athletic trainers; provide for. <b>(Rep. E. Gaffney)</b>
55	5624		Yes	3/9	3/9	3/9/06	Insurance; other; valuing of assets of domestic insurers; provide for. <b>(Rep. J. Hune)</b>
56		783	Yes	3/9	3/13	3/13/06 #	Environmental protection; solid waste; foreign waste; require return to country of origin if illegally disposed of in Michigan. <b>(Sen. M. Bishop)</b>
57	5176		Yes	3/9	3/13	3/13/06	Environmental protection; solid waste; foreign municipal solid waste; prohibit disposal of. <b>(Rep. D. Acciavatti)</b>
58	5177		Yes	3/9	3/13	3/13/06 #	Environmental protection; solid waste; foreign municipal solid waste; provide penalty for violation of disposal prohibition. <b>(Rep. P. Pavlov)</b>
59	5178		Yes	3/9	3/13	3/13/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of importing solid waste from a foreign country; enact. <b>(Rep. D. Palsrok)</b>
60		1024	Yes	3/16	3/20	6/1/06 #	Crimes; other; willfully and maliciously damaging, destroying, or preventing access to electronic medium of communication; prohibit and provide penalties. <b>(Sen. B. Hardiman)</b>

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\*\*\* - See Act for applicable effective date.

+ - Line item veto

# - Tie bar



Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
61	5043		Yes	3/16	3/20	6/1/06	Crimes; malicious destruction; unlawfully damaging, destroying, using, or obstructing use of electronic medium of communication; prohibit and provide a penalty. <b>(Rep. T. Schuitmaker)</b>
62	5044		Yes	3/16	3/20	6/1/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of unlawfully damaging, destroying, using, or obstructing use of electronic medium of communication; enact. <b>(Rep. T. Schuitmaker)</b>
63	5316		Yes	3/16	3/20	3/20/06	Businesses; business corporations; provision providing for dissolution by court judgment; make technical amendments. <b>(Rep. L. Wenke)</b>
64	5317		Yes	3/16	3/20	3/20/06	Businesses; business corporations; certain amendments to articles of incorporation; require to be initiated by the board of directors. <b>(Rep. W. Huizenga)</b>
65	5318		Yes	3/16	3/20	3/20/06	Businesses; business corporations; creation of subcommittees of board committees; authorize. <b>(Rep. L. Mortimer)</b>
66	5319		Yes	3/16	3/20	3/20/06 #	Businesses; business corporations; voting by shareholders; clarify that abstaining from voting is not considered a vote. <b>(Rep. T. Schuitmaker)</b>

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\*\*\* - See Act for applicable effective date.

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
67	5320		Yes	3/16	3/20	3/20/06 #	Businesses; business corporations; voting as a class or series; clarify that abstaining from voting is not considered a vote. <b>(Rep. K. Elsenheimer)</b>
68	5323		Yes	3/16	3/20	3/20/06	Businesses; business corporations; definition of willfully unfair and oppressive conduct by corporations; revise and clarify guarantee powers. <b>(Rep. S. Tobocman)</b>
69		839	Yes	3/16	3/20	3/20/06	Sales tax; collections; disposition of money collected; revise. <b>(Sen. R. Emerson)</b>
70		052	Yes	3/16	3/20	3/20/06	Economic development; other; renovations and additions; allow to qualify for tax credit. <b>(Sen. J. Barcia)</b>
71		1005	Yes	3/16	3/20	3/20/06	State; bonds; interest rate on certain loans; modify. <b>(Sen. R. Jelinek)</b>
72	5315		Yes	3/16	3/20	3/20/06	Businesses; business corporations; obligations of foreign corporations in mergers or share exchanges; revise. <b>(Rep. J. Marleau)</b>
73		795	Yes	3/16	3/20	3/20/06	Records; other; procedure for transmission of microfilm or electronic copies of vital records by state registrar to facilitate genealogical research; establish. <b>(Sen. T. George)</b>
74		960	Yes	3/16	3/20	3/20/06	Communications; telecommunications; transfer of funds from the CMRS emergency telephone fund to the general fund; provide for. <b>(Sen. M. Switalski)</b>

\* - I.E. means Legislature voted to give the Act immediate effect.

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

# - Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
75	4642		Yes	3/16	3/23	7/1/06	Weapons; other; licensed spouse to carry or transport another licensed spouse's inspected pistol; allow. <b>(Rep. R. Jones)</b>
76		959	Yes	3/23	3/24	3/24/06	State; funds; transfer of funds from the state survey and remonumentation fund to the general fund; provide for. <b>(Sen. M. Switalski)</b>
77	4446		Yes	3/23	3/24	3/24/06	Health; abortion; provision offering patients the opportunity to view the active ultrasound image of, and to have a picture of the ultrasound image of, the fetus prior to performing an abortion; require. <b>(Rep. D. Robertson)</b>
78		120	Yes	3/23	3/24	3/24/06	Criminal procedure; evidence; certain prior acts of domestic violence; allow to be admissible as evidence. <b>(Sen. S. Johnson)</b>
79		263	Yes	3/23	3/24	3/24/06	Crime victims; statements; hearsay rule; exempt certain statements of domestic violence victims. <b>(Sen. B. Hammerstrom)</b>
80	5258		Yes	3/23	3/24	3/24/06	Labor; job development; community action agency boards; eliminate conflict with departmental rules. <b>(Rep. B. Caul)</b>
81		318	Yes	3/28	3/28	3/28/06	Labor; hours and wages; minimum wage; increase. <b>(Sen. R. Basham)</b>
82	4555		Yes	3/29	3/29	3/29/06	Transportation; funds; certain portion of transportation funds earmarked for nonmotorized trails; provide for. <b>(Rep. T. Pearce)</b>

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# - Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
83		779	Yes	3/29	3/29	3/29/06	Traffic control; traffic regulation; sunset date for weight restrictions on certain highways or roads; remove. <b>(Sen. J. Gilbert)</b>
84	5675		Yes	3/31	3/31	3/31/06	Education; employees; reports concerning certain convictions; clarify disclosure under freedom of information act and require measures to ensure accuracy. <b>(Rep. R. Baxter)</b>
85	5240		Yes	4/2	4/3	11/9/06 #	Traffic control; speed restrictions; establishment of speed limits; revise procedure and limits. <b>(Rep. B. Palmer)</b>
86	5241		Yes	4/2	4/3	4/3/06 #	Traffic control; speed restrictions; speed restriction amendments to Michigan vehicle code; amend pupil transportation act to reflect. <b>(Rep. B. Palmer)</b>
87		462	No	4/2	4/3	**	Elections; candidates; filing deadline for write-in candidates; revise to the second Friday before the election. <b>(Sen. M. Switalski)</b>
88		208	Yes	4/2	4/3	4/3/06	Corrections; jails; reimbursement to municipalities for costs of housing inmates; provide for. <b>(Sen. L. Toy)</b>
89		477	Yes	4/2	4/3	4/3/06	Campaign finance; statements and reports; electronic filing advisory board; eliminate. <b>(Sen. J. Allen)</b>

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90		866	Yes	4/2	4/4	4/4/06	Education; financing; procedure to consolidate special education pupil transportation services; clarify. <b>(Sen. J. Gilbert)</b>
91		728	Yes	4/4	4/4	4/4/06	Health; immunizations; reference to childhood immunization registry and automatic deletion of information upon child reaching the age of 20; revise to "Michigan care improvement registry" and eliminate automatic deletion. <b>(Sen. B. Hardiman)</b>
92	4643		Yes	4/4	4/4	7/1/06	Weapons; licensing; issuance of concealed pistol license renewal; require within certain period of time. <b>(Rep. R. Jones)</b>
93		371	Yes	4/2	4/4	4/4/06	Economic development; renaissance zones; tool and die recovery zone; include industrial pattern manufacturing in definition. <b>(Sen. A. Sanborn)</b>
94	5282		Yes	4/2	4/4	4/4/06	Education; students; career and technical preparation act; eliminate sunset. <b>(Rep. L. Wenke)</b>
95	4838		Yes	4/2	4/4	4/4/06	Higher education; other; higher education institutional data inventory; establish. <b>(Rep. L. Wenke)</b>
96		764	Yes	4/2	4/4	4/4/06	Veterans; other; "Purple Heart Monument" to honor citizens of Michigan receiving the award; create. <b>(Sen. J. Allen)</b>

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97		506	Yes	4/2	4/4	4/4/06	Water; quality; open water disposal of contaminated dredge materials into the waters of the state; prohibit. <b>(Sen. D. Olshove)</b>
98	5620		Yes	4/2	4/4	4/4/06	Veterans; other; veterans memorial park; expand boundaries. <b>(Rep. J. Garfield)</b>
99		883	Yes	4/2	4/6	4/6/06	Courts; judges; number of judgeships in the seventeenth judicial circuit; increase. <b>(Sen. B. Hardiman)</b>
100		907	Yes	4/2	4/6	4/6/06	Courts; judges; number of judgeships in various circuits; revise. <b>(Sen. A. Cropsey)</b>
101		925	Yes	4/2	4/6	4/6/06	Courts; circuit court; sixteenth judicial circuit; allow additional judgeship. <b>(Sen. A. Sanborn)</b>
102		955	Yes	4/2	4/6	4/6/06	Courts; circuit court; additional circuit judgeship in the fifty-fifth judicial circuit; provide for. <b>(Sen. T. Stamas)</b>
103		946	Yes	4/2	4/6	4/6/06	Courts; circuit court; additional judgeship in the sixth judicial circuit; provide for. <b>(Sen. M. Bishop)</b>
104	5508		Yes	4/2	4/6	4/6/06	Transportation; motor fuel tax; motor fuels quality act; revise. <b>(Rep. P. Pavlov)</b>
105	4161		Yes	4/7	4/7	4/7/06	Family law; child custody; provisions regarding presumption of custody and notice in acknowledgment of parentage act; modify. <b>(Rep. J. Pastor)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
106	5256		Yes	4/7	4/7	4/7/06	Insurance; property and casualty; refusal to renew malpractice insurance policy; provide parameters for. <b>(Rep. J. Proos)</b>
107	5494		Yes	4/7	4/7	8/15/06 #	Transportation; school vehicles; pupil transportation act; modify. <b>(Rep. P. Pavlov)</b>
108		932	Yes	4/7	4/7	8/15/06 #	Transportation; school vehicles; pupil transportation act; modify. <b>(Sen. J. Allen)</b>
109	5497		Yes	4/7	4/7	4/7/06	Insurance;; continuing education credit requirement for limited line credit insurance; eliminate. <b>(Rep. J. Hune)</b>
110	4398		Yes	4/7	4/10	7/1/06	Cities; other; city and village zoning; codify. <b>(Rep. K. Elsenheimer)</b>
111	4733		Yes	4/7	4/10	4/10/06 #	Single business tax; credit; tax credits for certain projects; provide criteria. <b>(Rep. R. Baxter)</b>
112	4734		Yes	4/7	4/10	4/10/06 #	Single business tax; credit; qualification for certain projects; provide for. <b>(Rep. K. Elsenheimer)</b>
113		599	No	4/7	4/10	** #	Single business tax; credit; assignment of certain brownfield credits; provide for. <b>(Sen. T. George)</b>
114		859	Yes	4/7	4/10	4/10/06	Property tax; principal residence exemption; principal residence exemption for revocable trust of certain individuals; revise. <b>(Sen. N. Cassis)</b>
115		969	Yes	4/7	4/10	4/10/06	Property; conveyances; conveyance of certain property interest to Lansing community college and sale, conveyance, or exchange of certain property in Jackson county; allow. <b>(Sen. S. Johnson)</b>

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116		922	Yes	4/11	4/11	4/11/06 #	Economic development; renaissance zones; eligibility; designation of an additional renaissance zone. <b>(Sen. R. Jelinek)</b>
117	5640		Yes	4/11	4/11	4/11/06 #	Economic development; Michigan economic growth authority; "rural business" definition and certain conditions; modify. <b>(Rep. T. Casperson)</b>
118		327	Yes	4/14	4/14	4/14/06	Education; teachers; requirements to teach reading; revise. <b>(Sen. N. Cassis)</b>
119		328	Yes	4/14	4/14	4/14/06	School aid; categoricals; certain funds to be allocated to early intervention programs; allow. <b>(Sen. B. Hardiman)</b>
120		329	Yes	4/14	4/14	4/14/06	School aid; categoricals; grant program for early intervention programs; establish and allow certain funds for small class size to be used for early intervention programs. <b>(Sen. N. Cassis)</b>
121		330	Yes	4/14	4/14	4/14/06	School aid; categoricals; percentage of at-risk funds; require to be used for early intervention program in districts with a learning-disabled population above state average. <b>(Sen. W. Kuipers)</b>

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122	5813		Yes	4/14	4/14	4/14/06	Elections; candidates; nominating petition filing deadline for village elections; include as twelfth Tuesday before general November election. <b>(Rep. C. Ward)</b>
123	5606		Yes	4/20	4/20	4/20/06 #	Education; graduation requirements; certain curriculum requirements for high school graduation; prescribe and require for state accreditation. <b>(Rep. B. Palmer)</b>
124		1124	Yes	4/20	4/20	4/20/06 #	Education; curricula; required high school curriculum; provide for. <b>(Sen. W. Kuipers)</b>
125	4502		Yes	5/2	5/2	5/2/06	Agriculture; weights and measures; administrative fines, civil fines, and criminal penalties; increase. <b>(Rep. F. Amos)</b>
126	5199		Yes	5/2	5/2	5/2/06	Highways; name; "Philip A. Hart Memorial Highway"; expand. <b>(Rep. P. LaJoy)</b>
127	5643		Yes	5/2	5/2	5/2/06	Corrections; jails; time for filing civil action for reimbursement by inmates to the county for cost of imprisonment and care; extend. <b>(Rep. B. Caul)</b>
128	5490		Yes	5/5	5/5	5/5/06	Criminal procedure; forfeiture; deposit of forfeiture funds in a local financial institution; allow and clarify interest earned remains with forfeiture funds. <b>(Rep. D. Law)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
129	5823		Yes	5/5	5/5	5/5/06	Crimes; penal code revision; deposit of forfeiture funds in a local financial institution; allow and clarify interest earned remains with forfeiture funds. <b>(Rep. W. Van Regenmorter)</b>
130	5824		Yes	5/5	5/5	5/5/06	Controlled substances; forfeiture of property; deposit of forfeiture funds in a local financial institution; allow and clarify interest earned remains with forfeiture funds. <b>(Rep. D. Law)</b>
131	5627		Yes	5/5	5/5	5/5/06	Liquor; licenses; certain premises where attendees consume or possess alcohol on premises for consideration; clarify licensure requirement. <b>(Rep. T. Rocca)</b>
132		777	Yes	5/5	5/5	5/5/06	Agriculture; other; seeds; preempt regulation of by local ordinance. <b>(Sen. G. Van Woerkom)</b>
133	4423		Yes	5/10	5/12	5/12/06	Consumer protection; home solicitation sales; telemarketers; prohibit leaving certain messages requesting consumers to return call. <b>(Rep. L. Wojno)</b>
134	4976		Yes	5/10	5/12	5/12/06	Financial institutions; generally; commissioner's authority over emergency closure of financial institutions; revise. <b>(Rep. J. Mayes)</b>
135	5154		Yes	5/10	5/12	5/12/06	Aeronautics; airports; distribution of parking funds; provide clarification. <b>(Rep. B. Palmer)</b>

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136		1035	Yes	5/10	5/12	5/12/06	Vehicles; registration; definition of wood harvester; amend to include person hauling or transporting wood harvesting equipment. <b>(Sen. M. Prusi)</b>
137	5336		Yes	5/10	5/12	5/12/06	State agencies (existing); community health; health information technology commission; create. <b>(Rep. G. Newell)</b>
138	5811		Yes	5/10	5/12	5/12/06	Consumer protection; home solicitation sales; requirement for written agreement and cancellation notice; exempt certain energy suppliers and utilities. <b>(Rep. W. Huizenga)</b>
139		1132	Yes	5/22	5/22	5/22/06 #	Transportation; funds; local match accelerated construction program; create. <b>(Sen. M. Prusi)</b>
140		1192	Yes	5/22	5/22	5/22/06 #	Transportation; funds; local match construction program; create. <b>(Sen. J. Gilbert)</b>
141	6003		Yes	5/22	5/22	5/22/06 #	Transportation; funds; accelerated road bonds; modify. <b>(Rep. T. Casperson)</b>
142	5045		Yes	5/21	5/22	5/22/06	Mobile homes; title; references to the assignment of title on the reverse side of a mobile home certificate of title; eliminate. <b>(Rep. T. Schuitmaker)</b>
143	5313		Yes	5/21	5/22	5/22/06	Property tax; appeals; board of review; allow township board to appoint alternate members. <b>(Rep. H. Walker)</b>

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144		838	Yes	5/22	5/22	5/22/06	Human services; medical services; enrollment and benefits; limit for certain individuals. <b>(Sen. R. Emerson)</b>
145	5144		Yes	5/21	5/22	5/22/06	Natural resources; hunting; commemorative bucks of Michigan, inc.; designate as the official record keeper of Michigan big game records. <b>(Rep. R. Ball)</b>
146	5554		Yes	5/21	5/22	5/22/06	Environmental protection; other; designation of a school as a "green school"; establish criteria. <b>(Rep. J. Hune)</b>
147	4171		Yes	5/21	5/22	7/1/06	Civil procedure; remedies; award of damages for repairs made to leased premises by landlord or tenant; allow. <b>(Rep. J. Pastor)</b>
148	5887		Yes	5/23	5/24	8/22/06 #	Crimes; disorderly conduct; penalties for disorderly conduct at funerals; increase. <b>(Rep. J. Emmons)</b>
149	5888		Yes	5/23	5/24	8/22/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for disorderly conduct at funerals; enact. <b>(Rep. J. Gleason)</b>
150		1171	Yes	5/23	5/24	8/22/06 #	Crimes; disorderly conduct; penalties for disorderly conduct at a funeral; provide for. <b>(Sen. R. Basham)</b>
151		1229	Yes	5/23	5/24	8/22/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for disorderly conduct at funerals; enact. <b>(Sen. L. Toy)</b>

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152		1199	Yes	5/23	5/24	5/24/06	Local government; other; issuance of permit to protest outside of any funeral home, cemetery, or location in which a funeral service or memorial is held; provide for. <b>(Sen. J. Gilbert)</b>
153		242	Yes	5/25	5/25	5/25/06 +	Appropriations; supplemental; supplemental appropriations; provide for fiscal years ending 2005 and 2006. <b>(Sen. S. Johnson)</b>
154		872	No	5/25	5/26	***	Local government; budgets; adoption of budgets process; revise. <b>(Sen. W. Kuipers)</b>
155		908	Yes	5/25	5/26	5/26/06	Occupations; notaries public; notary public indicating county within where he or she is acting; provide for and clarify requirement. <b>(Sen. B. Hammerstrom)</b>
156	5748		Yes	5/25	5/26	8/24/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for human trafficking crimes; enact. <b>(Rep. D. Farhat)</b>
157	5631		Yes	5/25	5/26	5/26/06 #	Health; planning; preparation of pandemic influenza plan and response to certain epidemics; require department of agriculture to cooperate with department of community health. <b>(Rep. R. Ball)</b>
158	5760		Yes	5/25	5/26	5/26/06	Retirement; public school employees; date reference; revise. <b>(Rep. D. Palsrok)</b>
159	5450		Yes	5/25	5/26	8/24/06	Crimes; kidnapping; crime of kidnapping; clarify elements. <b>(Rep. W. Van Regenmorter)</b>

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160	5451		Yes	5/25	5/26	8/24/06	Crimes; other; unlawful imprisonment; prohibit and prescribe penalties. <b>(Rep. J. Proos)</b>
161	5653		Yes	5/25	5/26	11/26/06	Occupations; physicians' assistants; practice as physician's assistant under supervision of a podiatrist; provide for. <b>(Rep. S. Taub)</b>
162	5747		Yes	5/25	5/26	8/24/06	Crimes; other; human trafficking; prohibit. <b>(Rep. P. Pavlov)</b>
163	5630		Yes	5/25	5/26	5/26/06	Health; immunizations; pandemic influenza preparedness and response plan and annual report; establish and require. <b>(Rep. L. Mortimer)</b>
164	5449		Yes	5/25	5/26	8/24/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of unlawful imprisonment; enact. <b>(Rep. T. Moore)</b>
165		709	Yes	5/29	5/30	8/28/06 #	Crimes; criminal sexual conduct; second or subsequent criminal sexual conduct violation committed by adult against a minor; provide for increased penalty under certain circumstances. <b>(Sen. T. Stamas)</b>
166		717	Yes	5/29	5/30	8/28/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of first degree criminal sexual conduct; revise to reflect increased penalties and to include crime of electronic monitoring violation. <b>(Sen. L. Toy)</b>

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167		718	Yes	5/29	5/30	8/28/06 #	Corrections; parole; parole of individual convicted of certain criminal sexual conduct violations; prohibit. <b>(Sen. J. Gilbert)</b>
168		1122	Yes	5/29	5/30	8/28/06 #	Corrections; parole; electronic monitoring by global positioning devices of certain sex offenders while on parole; require. <b>(Sen. A. Sanborn)</b>
169	5421		Yes	5/29	5/30	8/28/06 #	Criminal procedure; sentencing; mandatory minimum sentences and lifetime electronic monitoring; require for certain first degree criminal sexual conduct crimes. <b>(Rep. P. Pavlov)</b>
170	5422		Yes	5/29	5/30	8/28/06 #	Corrections; parole; jurisdiction of parole board over prisoner convicted of violent first degree sexual conduct against an individual less than 13 years old; revise. <b>(Rep. P. Pavlov)</b>
171	5531		Yes	5/29	5/30	8/28/06 #	Crimes; criminal sexual conduct; mandatory lifetime electronic monitoring of persons convicted of certain criminal sexual conduct crimes; provide for and establish penalties for tampering with electronic monitoring device. <b>(Rep. D. Law)</b>
172	5532		Yes	5/29	5/30	8/28/06 #	Corrections; other; lifetime satellite tracking of certain sex offenders; provide for. <b>(Rep. D. Law)</b>
173	5638		Yes	5/25	5/30	5/30/06 #	Transportation; railroads; midwest interstate rail compact; create. <b>(Rep. J. Kooiman)</b>
174	5854		Yes	5/29	5/30	5/30/06 #	Property tax; tax tribunal; appeals process; modify. <b>(Rep. F. Sheen)</b>

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175	6021		Yes	6/6	6/6	6/6/06	Transportation; other; public transit authority; allow taxes to be levied up to 25 years. <b>(Rep. J. Kooiman)</b>
176	4437		Yes	6/6	6/6	6/6/06 #	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2005-2006. <b>(Rep. S. Hummel)</b>
177	5607		Yes	6/6	6/6	6/6/06 #	Vehicles; registration plates; replacement of standard design registration plates; require. <b>(Rep. P. LaJoy)</b>
178	5979		Yes	6/6	6/6	6/6/06 #	Transportation; funds; reimbursement limitation; provide for under certain circumstances. <b>(Rep. P. LaJoy)</b>
179	5114		Yes	6/6	6/6	6/6/06	Natural resources; forests; removal of deed restrictions on municipal forest property conveyed by state; make technical changes. <b>(Rep. R. Brown)</b>
180	5354		Yes	6/6	6/6	6/6/06	Property; conveyances; conveyance of the Michigan school for the blind in Ingham county; provide for. <b>(Rep. M. Murphy)</b>
181	5674		Yes	6/6	6/6	6/6/06	Recreation; state parks; Mackinac Island state park commission; authorize to accept gifts and sell property. <b>(Rep. H. Walker)</b>
182	4138		Yes	6/6	6/9	6/9/06	Construction; housing; certain construction requirements for public assisted or funded housing; revise. <b>(Rep. L. Wenke)</b>
183	4778		Yes	6/12	6/12	6/12/06	Torts; immunity; liability for injuries sustained by renters and users of rented nonmotorized watercraft; clarify. <b>(Rep. D. Palsrok)</b>

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184	4977		Yes	6/16	6/19	6/19/06	Weapons; licensing; expiration date of concealed weapons permit; revise to individual's date of birth. <b>(Rep. D. Hildenbrand)</b>
185		837	Yes	6/16	6/19	6/19/06	Gaming; horse racing; money from the Michigan agriculture equine industry development fund to supplement standardbred horse race purses; revise limit. <b>(Sen. R. Emerson)</b>
186		1184	Yes	6/16	6/19	6/19/06	Education; financing; responsibility for special education hearing costs; prescribe. <b>(Sen. W. Kuipers)</b>
187	4460		Yes	6/16	6/19	6/19/06	Fire; safety drills in schools; require lockdown drills to be conducted. <b>(Rep. W. Van Regenmorter)</b>
188	6034		Yes	6/16	6/19	6/19/06	Economic development; Michigan economic growth authority; definition of qualified high-technology business; revise to include "or facility". <b>(Rep. W. Huizenga)</b>
189		1133	Yes	6/16	6/19	6/19/06 #	Fire; bureau of fire services; create in the department of labor and economic growth and transfer certain powers and duties of the state fire marshal to the newly created bureau. <b>(Sen. M. Prusi)</b>
190	5861		Yes	6/16	6/19	6/19/06 #	Fire; act creating Michigan state police; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. J. Stahl)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
191		1134	Yes	6/16	6/19	6/19/06 #	Fire; act creating state arson strike force unit; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. G. Van Woerkom)</b>
192	5862		Yes	6/16	6/19	6/19/06 #	Fire; Stille-DeRossett-Hale single state construction code act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. J. Proos)</b>
193		1135	Yes	6/16	6/19	6/19/06 #	Fire; Michigan aeronautics code; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. M. Prusi)</b>
194	5863		Yes	6/16	6/19	6/19/06 #	Fire; NREPA; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. R. Brown)</b>
195		1136	Yes	6/16	6/19	6/19/06 #	Fire; public health code; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. G. Jacobs)</b>
196	5864		Yes	6/16	6/19	6/19/06 #	Fire; electrical administrative act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. M. Cheeks)</b>
197		1137	Yes	6/16	6/19	6/19/06 #	Fire; Forbes mechanical contractors act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. H. Clarke)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
198	5865		Yes	6/16	6/19	6/19/06 #	Fire; revised school code; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. R. Kahn)</b>
199		1138	Yes	6/16	6/19	6/19/06 #	Fire; construction at school buildings act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. R. Jelinek)</b>
200	5866		Yes	6/16	6/19	6/19/06 #	Fire; social welfare act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. R. Shaffer)</b>
201		1139	Yes	6/16	6/19	6/19/06 #	Fire; adult foster care facility licensing act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. D. Olshove)</b>
202	5867		Yes	6/16	6/19	6/19/06 #	Fire; elevator safety board act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. B. Farrah)</b>
203		1140	Yes	6/16	6/19	6/19/06 #	Fire; firefighters compensation act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. V. Garcia)</b>
204	5868		Yes	6/16	6/19	6/19/06 #	Fire; motor carrier safety act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. J. Marleau)</b>

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205		1141	Yes	6/16	6/19	6/19/06 #	Fire; act relating to public records; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. L. Toy)</b>
206	5869		Yes	6/16	6/19	6/19/06 #	Fire; child care organizations act; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. M. Hood)</b>
207		1142	Yes	6/16	6/19	6/19/06 #	Fire; mental health code; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Sen. M. Scott)</b>
208	5870		Yes	6/16	6/19	6/19/06 #	Fire; insurance code; amend to reflect transfer of fire marshal from state police to department of labor and economic growth. <b>(Rep. G. Polidori)</b>
209		1143	Yes	6/16	6/19	6/19/06 #	Fire; Michigan penal code; amend to reflect transfer of duties to bureau of fire services. <b>(Sen. B. Hardiman)</b>
210		1144	Yes	6/16	6/19	6/19/06 #	Law enforcement; fire personnel; act providing immunity to firefighter instructors; amend to reflect amendments to fire fighters training council act. <b>(Sen. V. Garcia)</b>
211		1145	Yes	6/16	6/19	6/19/06 #	Law enforcement; fire personnel; act providing immunity to institutions of higher education and health facilities that train firefighters; amend to reflect amendments to fire fighters training council act. <b>(Sen. D. Cherry)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
212	5871		Yes	6/16	6/19	6/19/06 #	Vehicles; automobiles; exemption of firefighters from group commercial motor vehicle designation requirement; revise to reflect amendment of fire fighters training council act. <b>(Rep. C. Kolb)</b>
213	5860		Yes	No	6/19	6/19/06 #	Fire; fire fighters training council; transfer to bureau of fire services, make state fire marshal a member, and give state fire marshal primary authority over firefighter training. <b>(Rep. D. Farhat)</b>
214	4271		Yes	6/21	6/21	6/21/06	Property tax; classification; agricultural operations; expand definition of livestock. <b>(Rep. J. Hune)</b>
215	4118		Yes	6/24	6/26	6/26/06	Education; athletics; local policy prescribing that use of performance-enhancing substances will affect a pupil's eligibility to participate in school sponsored athletics; require public schools to adopt. <b>(Rep. D. Acciavatti)</b>
216	4594		Yes	6/24	6/26	6/26/06	Crimes; controlled substances; drug free school zones; expand to prohibit possession of anabolic steroids within 1,000 feet of school property. <b>(Rep. L. Mortimer)</b>
217	4595		Yes	6/24	6/26	6/26/06	Crimes; controlled substances; drug free park zones; expand to prohibit possession of anabolic steroids within 1,000 feet of a park. <b>(Rep. R. Ball)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
218	5962		Yes	6/24	6/26	6/26/06	Insurance; health care corporations; provision regarding compliance with health insurance portability and accountability act (HIPPA) privacy rule; include. <b>(Rep. J. Hune)</b>
219	4366		Yes	6/24	6/26	6/26/06	Liens; other; horseshoer's lien act; repeal. <b>(Rep. B. Caul)</b>
220	5036		Yes	6/24	6/26	6/26/06	Agriculture; animals; rule-making authority regarding ferrets; repeal. <b>(Rep. R. Ball)</b>
221	5160		Yes	6/24	6/26	6/26/06	Agriculture; products; rule-making authority; revise. <b>(Rep. J. Sheltrown)</b>
222	5346		Yes	6/24	6/26	6/26/06	Agriculture; other; rule-making authority regarding apiaries; revise. <b>(Rep. J. Stahl)</b>
223	5347		Yes	6/24	6/26	6/26/06	Agriculture; products; rule-making authority regarding organic products; revise. <b>(Rep. J. Stahl)</b>
224	6070		Yes	6/24	6/26	1/1/06	<b>Single business tax; credit; brownfield credit assignment; provide for.</b> <b>(Rep. W. Huizenga)</b>
225		471	Yes	6/24	6/26	6/26/06	Courts; other; state court information management commission; eliminate. <b>(Sen. L. Toy)</b>
226		472	Yes	6/24	6/26	6/26/06	Energy; other; Michigan superconducting super collider commission; eliminate. <b>(Sen. W. Kuipers)</b>
227		473	Yes	6/24	6/26	6/26/06	Records; public; enhanced access to public records joint review committee; repeal. <b>(Sen. M. Goschka)</b>

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228		474	Yes	6/24	6/26	6/26/06	State; funds; treasury advisory board; repeal. <b>(Sen. V. Garcia)</b>
229		475	Yes	6/24	6/26	6/26/06	Higher education; research; state research fund feasibility review panel; eliminate. <b>(Sen. B. Hardiman)</b>
230		476	Yes	6/24	6/26	6/26/06	State; funds; Michigan strategic fund, research center fund advisory committee; eliminate. <b>(Sen. A. Sanborn)</b>
231		478	Yes	6/24	6/26	6/26/06	State agencies (existing); boards and commissions; highway safety task force; eliminate. <b>(Sen. R. Jelinek)</b>
232		481	Yes	6/24	6/26	6/26/06	Courts; cyber court; legislative oversight committee on the cyber court; eliminate. <b>(Sen. A. Cropsey)</b>
233		816	Yes	6/24	6/26	7/1/06	Crimes; public safety; unlawfully using or tampering with a marine safety device; prohibit and provide penalties. <b>(Sen. W. Kuipers)</b>
234		817	Yes	6/24	6/26	7/1/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of using or tampering with marine safety device causing serious impairment or death; enact. <b>(Sen. J. Gilbert)</b>
235	5977		Yes	6/24	6/26	6/26/06	Education; calendar; certain exceptions from requirement that school year begin after Labor day; provide for. <b>(Rep. J. Moolenaar)</b>
236	5396		Yes	6/24	6/26	9/1/06	Trade; tobacco; purchase or attempt to purchase tobacco products by minors; prohibit and provide exceptions. <b>(Rep. D. Law)</b>

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237	5125		Yes	6/24	6/26	6/26/06	Natural resources; inland lakes; establishment of special rules on lakes; modify process. <b>(Rep. G. Hansen)</b>
238	5015		Yes	6/24	6/26	6/26/06	Health; diseases; hepatitis C advisory task force; establish. <b>(Rep. R. Kahn)</b>
239	5014		Yes	6/24	6/26	6/26/06	Health; diseases; educational materials on hepatitis C for health care workers, public safety officers, parolees, veterans, and other high-risk individuals; provide for. <b>(Rep. K. Green)</b>
240	6183		Yes	6/27	6/27	6/27/06	Single business tax; credit; brownfield and historic preservation credits; provide for claiming of credits accrued after the repeal of the single business tax act. <b>(Rep. G. Steil)</b>
241		861	Yes	6/28	6/30	6/30/06	Higher education; financial aid; Michigan merit award scholarship program; revise types of scholarships available to students. <b>(Sen. R. Emerson)</b>
242		1146	Yes	6/28	6/30	9/28/06	Crimes; other; penalties for knowingly or willfully concealing or harboring certain individuals; provide. <b>(Sen. A. Cropsey)</b>
243		1147	Yes	6/28	6/30	6/30/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of harboring a person for whom a felony warrant has been issued; enact. <b>(Sen. G. Van Woerkom)</b>

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244		689	Yes	6/28	6/30	6/30/06	Torts; liability; liability of fire department donating fire equipment to other fire departments; limit. <b>(Sen. T. Stamas)</b>
245		1120	Yes	6/30	6/30	6/30/06	Local government; public services; number of installments of special assessments authorized by cities, villages, townships, or county board of public works; increase to 40. <b>(Sen. M. Goschka)</b>
246		1202	Yes	6/30	6/30	6/30/06	Consumer protection; other; sale of cellular telephone records; prohibit. <b>(Sen. B. Patterson)</b>
247		582	Yes	6/28	7/3	7/3/06	Administrative procedure; rules; requirement for copies of administrative rules to be filed at the secretary of state; revise. <b>(Sen. M. Bishop)</b>
248	6110		Yes	6/28	7/3	7/3/06	Recreation; state parks; naming of certain state parks; provide for. <b>(Rep. D. Hildenbrand)</b>
249		1172	Yes	6/28	7/3	7/3/06	Communications; telecommunications; sunset on 9-1-1 emergency service district; extend. <b>(Sen. C. Brown)</b>
250	5328		Yes	6/30	7/3	7/3/06	Financial institutions; other; licensing and regulation of providers of money transmission services; provide for. <b>(Rep. T. Hunter)</b>
251	5329		Yes	6/30	7/3	7/3/06 #	Criminal procedure; sentencing guidelines; certain money services act violations; provide for in sentencing guidelines. <b>(Rep. D. Palsrok)</b>

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252	5324		Yes	6/30	7/3	7/3/06 #	Financial institutions; other; consumer financial services act; conform to new money transmission services act. <b>(Rep. W. Huizenga)</b>
253	5562		Yes	6/28	7/3	7/3/06	Liquor; retail sales; sale of beer and wine for takeout at certain establishments with motor vehicle pumps; revise eligibility. <b>(Rep. K. Elsenheimer)</b>
254		538	Yes	6/30	7/5	7/5/06	Environmental protection; funding; small business pollution prevention loans; make methane digesters and similar technologies eligible for. <b>(Sen. C. Brown)</b>
255		1115	Yes	6/30	7/6	1/1/07 #	Law enforcement; reports; website disclosure referencing methamphetamine sites and certain cleanup procedures; require. <b>(Sen. T. George)</b>
256		1116	Yes	6/30	7/6	7/6/06	Children; protection; requirement for department of human services to assist and cooperate with law enforcement officials when child has been exposed to methamphetamine; provide for. <b>(Sen. B. Hardiman)</b>
257		1119	Yes	6/30	7/6	10/1/06	Civil procedure; civil actions; action against persons who publish on the internet information on production or manufacturing of methamphetamine; provide for. <b>(Sen. G. Van Woerkom)</b>

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258		1112	Yes	6/30	7/6	7/6/06	Housing; other; responsibility for certain decisions regarding environmental contamination; revise. <b>(Sen. P. Birkholz)</b>
259		1282	Yes	6/30	7/6	10/1/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for sale, distribution, or delivery of product containing ephedrine or pseudoephedrine by mail, internet, or telephone; enact. <b>(Sen. J. Gilbert)</b>
260	5798		Yes	6/30	7/6	7/6/06	State agencies (existing); community health; clandestine drug lab cleanup guidance document and notice of potential contamination of property as a result of the illegal drug manufacturing site; require department to establish. <b>(Rep. T. Schuitmaker)</b>
261	5822		Yes	6/30	7/6	10/1/06 #	Health; pharmaceuticals; sale of certain over-the-counter medications that contain ephedrine or pseudoephedrine via the mail, internet, telephone, or other electronic means; prohibit. <b>(Rep. R. Jones)</b>
262	5841		Yes	6/30	7/6	10/1/06	Crimes; controlled substances; methamphetamine reporting; require of certain state agencies. <b>(Rep. T. Schuitmaker)</b>
263	5843		Yes	6/30	7/6	7/6/06	Children; protection; referral of cases involving child exposure to methamphetamine production to the prosecuting attorney; require. <b>(Rep. T. Casperson)</b>

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264	5844		Yes	6/30	7/6	7/6/06	Children; protection; reporting requirements for child suspected of having been exposed to or having had contact with methamphetamine production; establish. <b>(Rep. R. Baxter)</b>
265	5845		Yes	6/30	7/6	7/6/06	Environmental protection; hazardous waste; departmental report of certain environmental contamination caused by releases associated with clandestine drug laboratories; require. <b>(Rep. T. Moore)</b>
266	5930		Yes	6/30	7/6	7/6/06	Children; services; methamphetamine protocol for child exposure; create. <b>(Rep. T. Schuitmaker)</b>
267	5061		Yes	6/30	7/7	7/7/06	Labor; hours and wages; disaster leave for state employees; provide for under certain circumstances. <b>(Rep. K. Green)</b>
268		1074	Yes	7/7	7/7	9/1/06 #	Transportation; motor fuel tax; differential rate on certain motor fuels; provide for. <b>(Sen. J. Gilbert)</b>
269		1075	Yes	7/7	7/7	7/7/06	State; purchasing; state fleets; require to use certain fuels. <b>(Sen. W. Kuipers)</b>
270		1078	Yes	7/7	7/7	7/7/06	Economic development; renaissance zones; renaissance zones for renewable energy facilities; provide for. <b>(Sen. B. Patterson)</b>
271		1079	Yes	7/7	7/7	7/7/06	Transportation; other; standards and codes for use of diesel, biodiesel, and hydrogen; establish. <b>(Sen. C. Brown)</b>

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272	5181		Yes	7/7	7/7	7/7/06	Transportation; other; commission to promote the research and use of ethanol, biodiesel, and other renewable fuels; create. <b>(Rep. J. Mayes)</b>
273	5752		Yes	7/7	7/7	7/7/06	Economic development; renaissance zones; renaissance zones for renewable energy facilities; provide for. <b>(Rep. T. Casperson)</b>
274	5754		Yes	7/7	7/7	7/7/06	Economic development; economic development corporations; funding for fueling infrastructure; provide for. <b>(Rep. N. Nitz)</b>
275		1040	Yes	7/7	7/7	7/7/06	Water; dams; small dam removal; provide for general permits. <b>(Sen. P. Birkholz)</b>
276	5479		Yes	7/7	7/7	7/7/06	Education; school districts; local government input into high school site plans; provide for under certain circumstances. <b>(Rep. P. LaJoy)</b>
277	5959		Yes	7/7	7/7	1/1/04	Transportation; motor fuel tax; provision regarding farm diesel for leaded racing fuel; provide for. <b>(Rep. T. Schuitmaker)</b>
278	4468		Yes	7/7	7/7	7/7/06	Property tax; classification; hunting preserves licensed by the department of natural resources; classify as agricultural property. <b>(Rep. J. Stahl)</b>

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279	5056		Yes	7/7	7/7	7/7/06	Economic development; downtown development authorities; members of the board; allow officers, members, trustees, principals, or employees of a legal entity having interest in downtown development district. <b>(Rep. S. Bieda)</b>
280	5192		Yes	7/7	7/10	7/10/06	Natural resources; hunting; minimum age; reduce. <b>(Rep. S. Hummel)</b>
281	6035		Yes	7/10	7/10	7/10/06 #	Economic development; Michigan economic growth authority; definition of full-time job; revise. <b>(Rep. R. Baxter)</b>
282		1105	Yes	7/7	7/10	7/10/06	Natural resources; hunting; apprentice hunting license for persons without hunter safety training; create and reduce minimum hunting age. <b>(Sen. M. McManus)</b>
283		802	Yes	7/10	7/10	7/10/06 #	Economic development; Michigan economic growth authority; eligibility criteria; modify. <b>(Sen. J. Allen)</b>
284		900	Yes	7/10	7/10	7/10/06	Economic development; renaissance zones; number of agriculture processing renaissance zones; expand. <b>(Sen. R. Jelinek)</b>
285	6069		Yes	7/10	7/10	7/10/06	Education; financing; permissible duration of school aid anticipation notes; revise. <b>(Rep. R. Baxter)</b>
286		1198	Yes	7/18	7/19	7/19/06	Human services; medical services; lead testing for WIC recipients; require. <b>(Sen. M. Scott)</b>

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287	5952		Yes	7/14	7/20	7/20/06 #	Transportation; motor fuel tax; requirement for use or disposal of motor fuel or other product to be in compliance with ASTM standards; eliminate. <b>(Rep. P. LaJoy)</b>
288	5953		Yes	7/14	7/20	7/20/06	Family law; marriage and divorce; provision regarding property rights; modify. <b>(Rep. T. Schuitmaker)</b>
289	6196		Yes	7/14	7/20	7/20/06 #	Insurance; other; certain compensation paid by domestic insurer; provide for general amendments. <b>(Rep. L. Mortimer)</b>
290	6195		Yes	7/14	7/20	7/20/06 #	Insurance; other; action by board of directors and board committees; permit without a meeting in certain cases. <b>(Rep. D. Hildenbrand)</b>
291	6194		Yes	7/14	7/20	7/20/06 #	Insurance; other; board of directors of domestic insurer; provide for general amendments. <b>(Rep. L. Mortimer)</b>
292	5955		Yes	7/18	7/20	7/20/06 #	Occupations; pawnbrokers; posting of certain items on the website; require, exempt certain persons from licensure, and establish certain record-keeping methods. <b>(Rep. D. Hildenbrand)</b>
293	5956		Yes	7/18	7/20	7/20/06 #	Occupations; pawnbrokers; posting of certain items on the website; require, exempt certain persons from licensure, and establish certain record-keeping methods. <b>(Rep. E. Clemente)</b>
294	5957		Yes	7/18	7/20	7/20/06 #	Occupations; junk and secondhand dealers; posting of certain items on the website; require, exempt certain persons from licensure, and establish certain record-keeping methods. <b>(Rep. D. Palsrok)</b>

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295	5958		Yes	7/18	7/20	7/20/06 #	Occupations; other; posting of certain items on the website; require, exempt certain persons from registration, and establish certain record-keeping methods. <b>(Rep. M. Nofs)</b>
296		541	Yes	7/18	7/20	9/1/06	Torts; civil procedure; revised structured settlement protection act; enact. <b>(Sen. A. Sanborn)</b>
297	4807		Yes	7/18	7/20	7/20/06	Traffic control; traffic regulation; authority of local law enforcement to enforce traffic laws on certain private roads; omit need for owner consent and contract to confer. <b>(Rep. J. Stakoe)</b>
298	6084		Yes	7/18	7/20	7/20/06	Traffic control; driver license; commercial driver license requirements; modify to comply with federal law. <b>(Rep. P. LaJoy)</b>
299	4870		Yes	7/18	7/20	7/20/06 #	Cemeteries and funerals; burial or cremation; persons entitled to make funeral and burial arrangement for a deceased; establish priority and related procedures. <b>(Rep. B. Caswell)</b>
300	4891		Yes	7/18	7/20	7/20/06 #	Cemeteries and funerals; burial or cremation; persons entitled to make funeral and burial arrangements for a deceased; revise language in occupational code to reflect changes in estates and protected individuals code. <b>(Rep. D. Law)</b>

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# - Tie bar



Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
301	5836		Yes	7/18	7/20	7/20/06 #	Cemeteries and funerals; burial or cremation; persons entitled to make funeral and burial arrangements for a deceased; revise language in public health code to reflect changes in estates and protected individuals code. <b>(Rep. B. Caswell)</b>
302	6175		Yes	7/18	7/20	7/20/06	Consumer protection; retail installment sales; electronic titling and registration fees; allow in vehicle installment sales contracts. <b>(Rep. J. Hune)</b>
303		1296	Yes	7/18	7/20	7/20/06	Education; curricula; voluntary single gender schools, classrooms, or programs; allow under certain conditions. <b>(Sen. S. Thomas)</b>
304	5456		Yes	7/19	7/20	7/20/06 #	Economic development; renaissance zones; renaissance zones definitions; modify. <b>(Rep. H. Walker)</b>
305		919	Yes	7/19	7/20	7/20/06 #	Economic development; renaissance zones; forest products renaissance zones; create. <b>(Sen. P. Birkholz)</b>
306		1121	Yes	7/18	7/20	7/20/06	Mental health; community mental health; individuals providing prescreening services; expand. <b>(Sen. T. Stamas)</b>
307		971	Yes	7/19	7/20	7/20/06 #	Recreation; state parks; transfers of state park land; provide process for review. <b>(Sen. C. Brown)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
308		972	Yes	7/19	7/20	7/20/06 #	Recreation; state parks; surplus lands; prohibit land within state parks from being designated surplus. <b>(Sen. P. Birkholz)</b>
309	5143		Yes	7/18	7/20	10/1/06 #	Crimes; other; circumstances under which an individual may exercise right to self-defense and defense of others; clarify. <b>(Rep. R. Jones)</b>
310	5153		Yes	7/18	7/20	10/1/06 #	Criminal procedure; defenses; use of deadly force or force other than deadly force in compliance with self-defense act; decriminalize under certain circumstances. <b>(Rep. L. Mortimer)</b>
311		1046	Yes	7/18	7/20	10/1/06 #	Crimes; other; right to self-defense and defense of others; clarify. <b>(Sen. A. Cropsey)</b>
312		1185	Yes	7/18	7/20	10/1/06 #	Civil procedure; civil actions; payment of attorney fees and costs to individual wrongfully sued for using force in compliance with self-defense act; require. <b>(Sen. R. Jelinek)</b>
313	5142		Yes	7/18	7/20	10/1/06 #	Crimes; other; use of deadly force on certain premises without duty to retreat; clarify when common law applies. <b>(Rep. T. Casperson)</b>
314	5548		Yes	7/18	7/20	10/1/06 #	Civil procedure; civil actions; civil action against person who uses force in compliance with self-defense act; prohibit and provide remedies. <b>(Rep. T. Moore)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
315		1196	Yes	7/20	7/20	7/20/06 #	Corrections; parole; fact-finding hearing regarding possible parole revocation; revise procedures for. <b>(Sen. A. Sanborn)</b>
316	5967		Yes	7/20	7/20	7/20/06 #	Corrections; parole; procedures for revocation of parole; clarify. <b>(Rep. R. Ball)</b>
317		727	Yes	7/20	7/20	7/20/06	Economic development; economic development corporations; defense contract coordination center; create. <b>(Sen. V. Garcia)</b>
318		1260	Yes	7/20	7/20	7/20/06 #	Environmental protection; underground storage tanks; the refined petroleum product cleanup initial program and the temporary reimbursement program; authorize expenditures. <b>(Sen. M. McManus)</b>
319		1176	Yes	7/20	7/20	7/20/06	Income tax; credit; tax credit for stillborn birth; provide for. <b>(Sen. T. Stamas)</b>
320	5581		Yes	7/20	7/20	7/20/06	Transportation; school vehicles; actuation of alternately flashing red lights when loading and unloading students; require. <b>(Rep. R. Jones)</b>
321	6047		Yes	7/20	7/20	7/20/06 #	Environmental protection; underground storage tanks; refined petroleum product cleanup initial program and temporary reimbursement program; create. <b>(Rep. C. Kolb)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
322	6202		Yes	7/20	7/20	7/20/06 #	Environmental protection; underground storage tanks; refined petroleum product cleanup initial program and temporary reimbursement program; implement. <b>(Rep. D. Palsrok)</b>
323	4971		Yes	7/20	7/20	7/20/06	Single business tax; credit; research and development compensation credit; provide for. <b>(Rep. F. Sheen)</b>
324	4375		Yes	7/20	7/20	7/20/06	Education; curricula; instruction programs regarding warning signs and risk factors of suicide and depression; encourage schools to provide. <b>(Rep. C. Ward)</b>
326		784	Yes	8/9	8/10	12/31/04	Property tax; exemptions; federally qualified health centers; exempt from real and personal property taxes. <b>(Sen. J. Allen)</b>
327	5063		Yes	8/9	8/10	8/10/06	Human services; medical services; screening, laboratory services, diagnostic services, early intervention services, and treatment of chronic kidney disease for medicaid eligible individual; provide for. <b>(Rep. J. Gleason)</b>
328	5839		Yes	8/9	8/10	8/10/06	Housing; manufactured, modular, or mobile homes; collection and expenditure of certain fees; revise. <b>(Rep. D. Hildenbrand)</b>
329	6005		Yes	8/9	8/10	8/10/06	Economic development; downtown development authorities; certain development plans and tax increment financing plans; validate. <b>(Rep. C. Ward)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
330		1083	Yes	8/10	8/10	8/10/06	Appropriations; community health; department of community health; provide for fiscal year 2006-2007. <b>(Sen. D. Cherry)</b>
331		1084	Yes	8/10	8/10	8/10/06	Appropriations; corrections; department of corrections; provide for fiscal year 2006-2007. <b>(Sen. M. Switalski)</b>
332		1085	Yes	8/10	8/10	8/10/06 +	Appropriations; education; department of education; provide for fiscal year 2006-2007. <b>(Sen. M. Scott)</b>
333		403	Yes	8/15	8/15	7/1/07	Health; occupations; licensure of nutritionists and dietitians; provide for. <b>(Sen. L. Toy)</b>
334		443	Yes	8/15	8/15	8/15/06	Education; teachers; individual holding secondary level teaching certificate to be certified to teach grade 6 in subject areas in which he or she is endorsed; provide for. <b>(Sen. D. Olshove)</b>
335		673	Yes	8/15	8/15	8/15/06	Education; employees; voluntary certification for school administrators; provide for. <b>(Sen. R. Jelinek)</b>
336		1107	Yes	8/15	8/15	8/15/06	Land use; land division; county road commissions' method of approving final plat; revise. <b>(Sen. P. Birkholz)</b>
337		1108	Yes	8/15	8/15	8/15/06	Education; safety; fire, tornado, and terrorism emergency preparedness drills; require to be conducted during nonclass time. <b>(Sen. J. Gilbert)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
338		1182	Yes	8/15	8/15	8/15/06	Transportation; funds; local limitation on transfer of funds from major street system to local street system; increase. <b>(Sen. J. Gilbert)</b>
339		1224	Yes	8/15	8/15	8/15/06	Vehicles; bicycles; rights of bicyclists to operate on public roads and sidewalks; clarify. <b>(Sen. M. McManus)</b>
340		1088	Yes	8/15	8/15	8/15/06	Appropriations; higher education; higher education; provide for fiscal year 2006-2007. <b>(Sen. D. Cherry)</b>
341		1082	Yes	8/15	8/15	8/15/06	Appropriations; community colleges; community and junior colleges; provide for fiscal year 2006-2007. <b>(Sen. M. Switalski)</b>
342		1095	Yes	8/15	8/15	***	Appropriations; school aid; school aid; provide for fiscal year 2006-2007 and make certain adjustments for 2005-2006. <b>(Sen. M. Switalski)</b>
343		1086	Yes	8/15	8/16	8/16/06 +	Appropriations; environmental quality; department of environmental quality; provide for fiscal year 2006-2007. <b>(Sen. J. Barcia)</b>
344		1094	Yes	8/15	8/16	8/16/06 +	Appropriations; natural resources; department of natural resources; provide for fiscal year 2006-2007. <b>(Sen. J. Barcia)</b>
345	5796		Yes	8/15	8/16	8/16/06 +	Appropriations; other; omnibus budget appropriations bill; provide for fiscal years 2006 and 2007 and make certain adjustments for 2005-2006. <b>(Rep. S. Hummel)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
346		1362	Yes	9/1	9/1	9/1/06	Transportation; motor carrier fuel tax; reduced rate on alternative fuels; implement. <b>(Sen. J. Gilbert)</b>
347	4264		Yes	9/1	9/1	9/1/06 #	Education; school districts; first class school district to operate single gender schools or classes; allow under certain circumstances. <b>(Rep. L. Lemmons, III)</b>
348	6247		Yes	9/1	9/1	9/1/06 #	Education; school districts; gender based schools or classrooms; allow under Elliot-Larsen civil rights act under certain circumstances. <b>(Rep. B. McConico)</b>
349		1047	Yes	9/15	9/18	9/18/06	Economic development; neighborhood enterprise zones; eligibility; expand to include a certain development in the city of Ecorse. <b>(Sen. R. Basham)</b>
350	5217		Yes	9/15	9/18	9/18/06	Weapons; licensing; concealed pistol license records; provide for confidentiality and limit applicant's obligation to disclose criminal record. <b>(Rep. S. Hummel)</b>
351	5800		Yes	9/15	9/18	9/18/06	Corrections; other; use of the Michigan youth correctional facility; revise. <b>(Rep. G. Hansen)</b>
352	5602		Yes	9/15	9/18	9/18/06 #	Probate; wills and estates; rights of inheritance of adopted individuals and adoptive and natural parents; remove conflict between EPIC and adoption code. <b>(Rep. T. Schuitmaker)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
353		420	Yes	9/15	9/18	9/18/06 #	Family law; parenting time; provisions regarding grandparent visitation after stepparent adoption; limit to parent of a deceased parent. <b>(Sen. I. Clark-Coleman)</b>
354	6223		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
355	6224		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
356	6225		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
357	6226		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
358	6227		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
359	6228		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
360	6229		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
361	6230		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>

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362	6231		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
363	6232		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
364	6233		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
365	6234		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
366	6235		Yes	9/15	9/18	9/18/06 #	Insurance; other; guaranty association; provide for general amendments. <b>(Rep. L. Mortimer)</b>
367	5060		Yes	9/20	9/21	#	Property; other; use of eminent domain by state or local government to take private property for the primary benefit of a private entity; prohibit. <b>(Rep. G. Steil)</b>
368		693	Yes	9/20	9/21		Land use; condemnation; use of eminent domain to transfer private property to private entities; restrict. <b>(Sen. C. Brown)</b>
369	5817		Yes	9/20	9/21	12/23/06 #	Land use; condemnation; payments to residential occupants who move due to condemnation actions; increase maximum. <b>(Rep. S. Tobocman)</b>
370	5818		Yes	9/20	9/21	12/23/06 #	Land use; condemnation; reimbursement for witness fees in certain actions regarding condemnation; provide for. <b>(Rep. L. Drolet)</b>

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371	5819		Yes	9/20	9/21	12/23/06 #	Land use; condemnation; timing of compensation payments in condemnation actions; revise. <b>(Rep. J. Garfield)</b>
372		453	Yes	9/22	9/22	9/22/06 #	Income tax; credit; Michigan earned income tax credit; provide for. <b>(Sen. N. Cassis)</b>
373	6213		Yes	9/22	9/22	10/1/06 #	Labor; hours and wages; minimum wage and overtime exemptions for employees subject to the federal minimum wage; revise. <b>(Rep. W. Huizenga)</b>
374		1234	Yes	9/22	9/22	10/1/06	Crimes; stolen property; provision regarding stolen, embezzled, or converted property; revise. <b>(Sen. A. Cropsey)</b>
375		1364	Yes	9/22	9/22	10/1/06 #	Labor; hours and wages; training, student, and youth wage; increase and modify. <b>(Sen. C. Brown)</b>
376	4072		Yes	9/22	9/22	9/22/06	Property tax; exemptions; horse boarding stables; classify as agricultural real property. <b>(Rep. D. Hildenbrand)</b>
377		1267	Yes	9/26	9/27	9/27/06	Vehicles; other; definition of "low-speed vehicle"; revise. <b>(Sen. J. Allen)</b>
378		912	Yes	9/26	9/27	9/27/06 #	Property tax; classification; certain qualified forest property; exempt. <b>(Sen. G. Van Woerkom)</b>
379		913	Yes	9/26	9/27	9/27/06 #	Taxation; other; qualified forest property recapture tax; create. <b>(Sen. T. Stamas)</b>
380		914	Yes	9/26	9/27	9/27/06 #	Education; other; qualified forest property; exempt from operating mills. <b>(Sen. J. Allen)</b>

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381		917	Yes	9/26	9/27	9/27/06	Taxation; specific property; specific tax on certain commercial forests subject to certain conservation easements; modify. <b>(Sen. S. Johnson)</b>
382	5454		Yes	9/26	9/27	9/27/06 #	Natural resources; forests; commercial forests; adjust tax and modify penalties for withdrawing lands from commercial forest. <b>(Rep. K. Elsenheimer)</b>
383	5455		Yes	9/26	9/27	9/27/06 #	Natural resources; forests; commercial forest act; modify eligibility criteria. <b>(Rep. W. Huizenga)</b>
384		1290	Yes	9/26	9/27	10/1/06	Traffic control; driver license; driver education provider and instructor act; establish. <b>(Sen. J. Gilbert)</b>
385	6141		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for physicians and physicians' assistants; relocate. <b>(Rep. R. Kahn)</b>
386	6148		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for osteopathic physicians; relocate. <b>(Rep. B. Clack)</b>
387	6208		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for physical therapists and terms of office for members of the athletic trainer board; relocate. <b>(Rep. C. Ward)</b>
388	6207		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for marriage and family therapists; relocate. <b>(Rep. E. Gaffney)</b>

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389	6206		Yes	9/26	9/27	9/27/06 #	Health; code; terms of office for members of the board of nursing home administrators; relocate. <b>(Rep. M. Nofs)</b>
390	6205		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for pharmacists; relocate. <b>(Rep. K. Green)</b>
391	6149		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for podiatrists; relocate. <b>(Rep. L. Mortimer)</b>
392	6147		Yes	9/26	9/27	9/27/06	Health; code; occupation titles and board provisions; clean up and repeal. <b>(Rep. E. Gaffney)</b>
393	6146		Yes	9/26	9/27	9/27/06 #	Health; code; terms of office for members of the board of social work; relocate. <b>(Rep. E. Gaffney)</b>
394	6145		Yes	9/26	9/27	9/27/06 #	Health; code; terms of office for members of the board of occupational therapists; relocate. <b>(Rep. M. Murphy)</b>
395	6143		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for psychologists; relocate. <b>(Rep. J. Hune)</b>
396	6142		Yes	9/26	9/27	9/27/06 #	Health; code; occupation titles and board provisions for chiropractors; relocate. <b>(Rep. G. Newell)</b>
397	6062		Yes	9/26	9/27	9/27/06	Health; code; occupation titles and board provisions for acupuncturists; relocate. <b>(Rep. L. Mortimer)</b>

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398	6253		Yes	9/26	9/27	9/27/06	Occupations; individual licensing and regulation; extension of sunset for temporary licensure of certain registered nurses and licensure of certain individuals if there are pending out-of-state sanctions under certain circumstances; provide for. <b>(Rep. E. Gaffney)</b>
399		880	Yes	9/29	9/29	9/29/06	Insurance; annuities; senior protection in annuity transactions; provide for. <b>(Sen. G. Van Woerkom)</b>
400		875	Yes	9/29	9/29	9/29/06	Local government; financing; pooled investment programs; allow. <b>(Sen. B. Hardiman)</b>
401	4861		Yes	9/29	9/29	12/28/06	Law enforcement; other; use of pepper spray or foam devices by certain law enforcement personnel; allow. <b>(Rep. R. Ball)</b>
402	5193		Yes	9/29	9/29	12/1/06 #	Corrections; prisoners; address where prisoners who are sex offenders will reside; require department of corrections to provide before prisoner is released. <b>(Rep. R. Baxter)</b>
403	5194		Yes	9/29	9/29	12/1/06 #	Corrections; prisoners; prisoners who are sex offenders; require to provide address to department of corrections before being released. <b>(Rep. R. Baxter)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
404	6135		Yes	9/29	9/29	12/1/06 #	Criminal procedure; sentencing guidelines; crime of sex offender failing to provide notice of proposed residence upon release from incarceration; provide in sentencing guidelines. <b>(Rep. R. Baxter)</b>
405	5719		Yes	9/29	9/29	10/1/06	Crimes; other; sale or possession of firefighter or emergency medical service providers uniforms, patches, and badges; prohibit under certain circumstances. <b>(Rep. B. Caul)</b>
406	6063		Yes	9/29	9/29	9/29/06	Health; code; occupation titles and board provisions for veterinarians; relocate. <b>(Rep. L. Mortimer)</b>
407	6064		Yes	9/29	9/29	9/29/06 #	Health; code; terms of office for members of the board of respiratory care; relocate. <b>(Rep. L. Mortimer)</b>
408	6086		Yes	9/29	9/29	9/29/06 #	Health; code; title protection for sanitarian; clarify. <b>(Rep. L. Wojno)</b>
409	6138		Yes	9/29	9/29	9/29/06 #	Health; code; occupation titles and board provisions for nurses; relocate. <b>(Rep. B. Vander Veen)</b>
410	6139		Yes	9/29	9/29	9/29/06 #	Health; code; occupation titles and board provisions for optometrists; relocate. <b>(Rep. R. Ball)</b>
411	6140		Yes	9/29	9/29	9/29/06 #	Health; code; occupation titles and board provisions for audiologists; relocate. <b>(Rep. D. Robertson)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
412		848	No	9/29	9/29	**	Insurance; health; offering of wellness coverage with premium rebate; provide for. <b>(Sen. T. George)</b>
413		849	No	9/29	9/29	**	Insurance; health care corporations; offering of wellness coverage with premium rebate; provide for. <b>(Sen. T. George)</b>
414		1016	Yes	9/29	9/29	9/29/06	Occupations; real estate; requirements for a real estate appraisers license; revise. <b>(Sen. T. George)</b>
415	4431		Yes	9/29	9/29	12/1/06	Crimes; homicide; definition of first degree murder; expand to include murder committed in the perpetration or attempted perpetration of aggravated stalking, the violation of a personal protection order, and the violation of a condition of release on bond or on parole. <b>(Rep. L. Wenke)</b>
416	5672		Yes	9/29	9/29	9/29/06	Health; pharmaceuticals; cancer drug repository program; create. <b>(Rep. B. Vander Veen)</b>
417		877	Yes	9/29	9/29	9/29/06 #	Agriculture; fertilizer; anhydrous ammonia; set security standards. <b>(Sen. V. Garcia)</b>
418	4108		Yes	9/29	9/29	9/29/06 #	Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for. <b>(Rep. J. Mayes)</b>
419	4086		Yes	9/29	9/29	9/29/06	Family law; marriage and divorce; solemnization of marriage; allow all county clerks and certain designees to conduct. <b>(Rep. S. Taub)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
420	6014		Yes	9/29	9/29	9/29/06 #	Higher education; private; operation of religious colleges; authorize under general corporation act. <b>(Rep. K. Elsenheimer)</b>
421	6016		Yes	9/29	9/29	9/29/06 #	Higher education; private; state regulation of nonincorporated private postsecondary educational institutions; exempt religious colleges. <b>(Rep. B. Palmer)</b>
422		1167	Yes	9/29	9/29	9/29/06 #	Agriculture; other; value-added and commercialization roundtable; establish for certain purposes. <b>(Sen. R. Jelinek)</b>
423		1168	Yes	9/29	9/29	9/29/06 #	Agriculture; other; value-added and commercialization program for agriculture processing; expand to include a grant and loan program. <b>(Sen. M. McManus)</b>
424		1169	Yes	9/29	9/29	9/29/06 #	Agriculture; other; agricultural development fund; create and provide for administration. <b>(Sen. C. Brown)</b>
425	6249		Yes	10/3	10/5	10/5/06	Higher education; financial aid; use of Michigan guaranty agency operating fund for state competitive scholarship and tuition incentive programs; authorize. <b>(Rep. J. Kooiman)</b>
426	6197		Yes	10/3	10/5	10/5/06	Occupations; notaries public; technical and clarifying amendments; provide for. <b>(Rep. K. Elsenheimer)</b>
427		435	Yes	10/3	10/5	10/5/06	Gaming; bingo; miscellaneous amendments to the bingo act; enact. <b>(Sen. J. Barcia)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
428	6089		Yes	10/3	10/5	10/5/06	Use tax; credits and deductions; definition of "delivery charges"; exclude postage under certain circumstances. <b>(Rep. J. Kooiman)</b>
429	6150		Yes	10/3	10/5	10/5/06 #	Health; code; occupation titles and board provisions for dentists, dental hygienists, dental assistants, and counselors; relocate. <b>(Rep. J. Gleason)</b>
430	6164		Yes	10/3	10/5	10/5/06	Environmental protection; permits; wetlands; allow local units to waive right to comment on state permit. <b>(Rep. J. Pastor)</b>
431	6165		Yes	10/3	10/5	10/5/06	Environmental protection; permits; wetlands permits; provide for minor permit revisions. <b>(Rep. J. Pastor)</b>
432	6248		Yes	10/3	10/5	10/5/06	Insurance; other; waiver of customer liability agreement; clarify as not being insurance. <b>(Rep. J. Hune)</b>
433	5408		Yes	10/3	10/5	10/5/06	Natural resources; hunting; transporting firearms and bows and arrows; eliminate, under certain circumstances, requirement for hunting license. <b>(Rep. T. Moore)</b>
434	6090		Yes	10/3	10/5	10/5/06	Sales tax; credits and deductions; definition of "delivery charges"; exclude postage under certain circumstances. <b>(Rep. G. Steil)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
435	6162		Yes	10/3	10/5	10/5/06	Environmental protection; permits; prospective wetlands permit application; provide for meeting between applicant and department of environmental quality to review. <b>(Rep. J. Pastor)</b>
436		1284	Yes	10/3	10/5	10/5/06	Economic development; plant rehabilitation; eligibility for an industrial facilities exemption certificate provision; expand. <b>(Sen. L. Toy)</b>
437		1375	Yes	10/3	10/5	10/5/06	Revenue sharing; cities and villages; distribution of revenue sharing payments for the 2006-2007 state fiscal year; revise. <b>(Sen. M. Switalski)</b>
438	5820		Yes	10/3	10/5	12/23/06 #	Land use; condemnation; provisions regarding escrowed compensation dedicated to cost of environmental remediation; revise. <b>(Rep. L. Lemmons, III)</b>
439	5821		Yes	10/3	10/5	12/23/06 #	Land use; condemnation; procedures regarding just compensation and notice to occupants of property; revise. <b>(Rep. B. McConico)</b>
440	5942		Yes	10/3	10/5	10/5/06	Economic development; renaissance zones; requirements for renaissance zone status; modify. <b>(Rep. D. Palsrok)</b>
441	5348		Yes	10/18	10/19	10/19/06	Insurance; health; insurance code long-term care; make blue cross and blue shield subject to. <b>(Rep. K. Green)</b>
442	5349		Yes	10/18	10/19	10/19/06	Insurance; other; long-term care; provide for general amendments. <b>(Rep. P. Zelenko)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
443		1226	Yes	11/27	11/27	11/27/06	Liquor; other; request via parent or guardian for alcohol testing of minor on probation; allow and include regular or random testing as condition of probation. <b>(Sen. A. Cropsey)</b>
444		1371	Yes	11/27	11/27	11/27/06	Higher education; financial aid; nursing scholarship act; expand to include students in master's degree in nursing program. <b>(Sen. M. Switalski)</b>
445		1052	Yes	11/27	11/27	11/27/06	Gaming; horse racing; wagers placed by racing commissioner and immediate family members; prohibit. <b>(Sen. J. Allen)</b>
446		1004	Yes	12/7	12/8	12/8/06	Property tax; assessments; definition of transfer of ownership; revise. <b>(Sen. M. McManus)</b>
447		567	Yes	12/14	12/14	1/1/07 #	Advertising; billboards; issuance of billboard permits; create moratorium. <b>(Sen. T. George)</b>
448		568	Yes	12/14	12/14	1/1/07 #	Highways; signs; permits for billboards; revise procedures. <b>(Sen. J. Gilbert)</b>
449	6031		Yes	12/14	12/14	12/14/06	Transportation; motor carrier fuel tax; joint and several liability; eliminate. <b>(Rep. K. Green)</b>
450		701	Yes	12/14	12/14	12/14/06	Law enforcement; law enforcement information network (LEIN); reports of missing endangered seniors; revise procedures for. <b>(Sen. C. Brown)</b>
451		1328	Yes	12/14	12/14	12/14/06	Animals; other; use of certain animal tranquilizers by animal control shelters and animal protection shelters; allow. <b>(Sen. R. Jelinek)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
452	5682		Yes	12/14	12/14	12/14/06	Highways; name; Rosa Parks expressway; revise to list US-24 as termination point. <b>(Rep. M. Hood)</b>
453	5961		Yes	12/14	12/14	12/14/06	Vehicles; motorcycles; oscillating lights on the front of motorcycles; allow. <b>(Rep. R. Jones)</b>
454	6075		No	12/14	12/14	3/30/07	Aeronautics; airports; penalty for trespassing at airports; designate as misdemeanor. <b>(Rep. D. Law)</b>
455	6186		Yes	12/14	12/14	12/14/06	Highways; bridges; certain bridge on M-22 in Leelanau county; designate as "Carl Oleson, Jr. bridge". <b>(Rep. D. Palsrok)</b>
456	4042		Yes	12/19	12/20	12/20/06	Weapons; licensing; fingerprinting requirement for renewal of concealed weapons permit; eliminate. <b>(Rep. F. Sheen)</b>
457	5435		Yes	12/19	12/20	12/20/06	Law enforcement; other; possession and operation of electrical devices designed to temporarily incapacitate persons; allow for certain detention officers. <b>(Rep. R. Jones)</b>
458	5492		Yes	12/19	12/20	3/20/07	Controlled substances; drug paraphernalia; exemptions regarding possession and sale of drug paraphernalia; clarify. <b>(Rep. K. Elsenheimer)</b>
459	6039		Yes	12/19	12/20	12/20/06	Health; funding; health care information technology and infrastructure development fund; create. <b>(Rep. G. Newell)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
460	6318		Yes	12/19	12/20	12/20/06	Administrative procedure; rules; license applicant to be named and admitted as a party in any contested case or judicial review involving the application for license or license itself; require under certain circumstances. <b>(Rep. K. Elsenheimer)</b>
461	6455		Yes	12/19	12/20	1/1/07	Crime victims; rights; notification to victims, division of payments to victims, and administrative fees; revise requirements. <b>(Rep. W. Van Regenmorter)</b>
462	6359		Yes	12/19	12/20	12/20/06	Insurance; health; medicare supplement policies; modify. <b>(Rep. R. Ball)</b>
463	5580		Yes	12/19	12/20	12/20/06	Elections; election officials; county board of commissioners or county clerk requesting information from board of county canvasser nominees; allow. <b>(Rep. S. Hummel)</b>
464	5885		Yes	12/19	12/20	12/20/06	Land use; planning; period for county to review municipal plans; shorten. <b>(Rep. J. Stakoe)</b>
465	5886		Yes	12/19	12/20	12/20/06	Land use; planning; period for county to review township plans; shorten. <b>(Rep. J. Stakoe)</b>
466	5960		Yes	12/19	12/20	12/20/06	Natural resources; inland lakes; public access sites on inland lakes and streams; expressly authorize townships to regulate activities. <b>(Rep. J. Stakoe)</b>
467	6303		Yes	12/19	12/20	12/20/06	Economic development; brownfield redevelopment authority; dates for capture; clarify. <b>(Rep. J. Kooiman)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
468	6580		Yes	12/19	12/20	12/20/06 #	Human services; services or financial assistance; family independence eligibility, work first exemptions, and noncompliance penalties; revise. <b>(Rep. J. Kooiman)</b>
469	6587		Yes	12/19	12/20	12/20/06 #	Human services; services or financial assistance; family self-sufficiency plan; revise. <b>(Rep. C. Kolb)</b>
470		1500	Yes	12/19	12/20	12/20/06 #	Human services; other; sanctions and accountability for recipients of assistance; implement. <b>(Sen. B. Hardiman)</b>
471		1501	Yes	12/19	12/20	12/20/06 #	Human services; employment and training; work first participation requirements; revise. <b>(Sen. B. Hardiman)</b>
472		387	Yes	12/19	12/20	12/20/06	Single business tax; credit; research and development expenses for qualified technology; provide for. <b>(Sen. B. Patterson)</b>
473		1357	Yes	12/19	12/20	12/20/06	Health facilities; hospitals; definition of hospital and community hospitals and related facilities; expand to include certain facilities. <b>(Sen. M. McManus)</b>
474		906	Yes	12/19	12/20	12/20/06	State; other; chief compliance officer; create. <b>(Sen. V. Garcia)</b>
475		584	Yes	12/20	12/21	12/21/06	Economic development; renaissance zones; definition of alternative energy zone; modify. <b>(Sen. D. Olshove)</b>
476		1148	Yes	12/20	12/21	12/21/06	Economic development; renaissance zones; number of renaissance zones; increase. <b>(Sen. T. Stamas)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
477		924	Yes	12/21	12/21	12/21/06	Natural resources; other; annual state park permit or ORV license; extend sunset on certain fees and provide for replacement of permit or license if lost or destroyed. <b>(Sen. M. McManus)</b>
478	6302		Yes	12/21	12/21	12/21/06 #	Higher education; financial aid; eligibility for Michigan merit award scholarships; eliminate for high school students graduating after 2005-2006. <b>(Rep. T. Hunter)</b>
479		1335	Yes	12/21	12/21	12/21/06	Higher education; financial aid; new Michigan promise grant program; create, and repeal Michigan merit award scholarship program. <b>(Sen. D. Cherry)</b>
480	6456		Yes	12/21	12/21	1/1/07	Communications; cable; regulation of competitive cable service providers; provide for. <b>(Rep. M. Nofs)</b>
481		465	Yes	12/19	12/22	12/22/06	Health; medical records; provision for the protection, retention, and maintenance of medical records by health professionals and health facilities; implement. <b>(Sen. G. Jacobs)</b>
482		468	Yes	12/19	12/22	12/22/06	Civil rights; public records; protected health information; exempt from disclosure under freedom of information act. <b>(Sen. D. Cherry)</b>
483		1111	Yes	12/28	12/28	12/28/06	Economic development; other; tax incentives for distribution and warehousing facilities; provide for. <b>(Sen. C. Brown)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
484	6118		Yes	12/28	12/29	12/29/06	Economic development; Michigan economic growth authority; certain credits; modify. <b>(Rep. T. Schuitmaker)</b>
485		1128	Yes	12/28	12/29	12/29/06	Family law; child custody; modification of child support assessment for certain military personnel; provide for. <b>(Sen. V. Garcia)</b>
486	5221		Yes	12/28	12/29	1/1/07	Courts; district court; allowable number of small claims filed per week by municipalities; increase. <b>(Rep. D. Hildenbrand)</b>
487	6275		Yes	12/28	12/29	1/1/07	Corrections; parole; special requirements for parolees who were convicted of violent felonies or who are substance abusers; impose. <b>(Rep. D. Robertson)</b>
488		1292	Yes	12/28	12/29	1/1/07	Children; adoption; safe delivery of newborns program; provide for general amendments. <b>(Sen. S. Johnson)</b>
489		603	Yes	12/28	12/29	10/1/07 #	Occupations; auctioneers; statewide registration of auctioneers; provide for. <b>(Sen. R. Jelinek)</b>
490		604	Yes	12/28	12/29	12/29/06 #	Occupations; licensing fees; registered auctioneers; provide for. <b>(Sen. R. Jelinek)</b>
491		1288	Yes	12/28	12/29	12/29/06	Labor; job development; workforce development system; establish. <b>(Sen. V. Garcia)</b>
492		124	Yes	12/28	12/29	12/29/06 #	Environmental protection; prohibited products; sale of thermostat devices containing mercury; prohibit. <b>(Sen. P. Birkholz)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
493		123	Yes	12/28	12/29	12/29/06 #	Environmental protection; prohibited products; sale or use of blood pressure recording devices that contain mercury; prohibit. <b>(Sen. L. Brater)</b>
494		186	Yes	12/28	12/29	12/29/06 #	Environmental protection; prohibited products; sale or use of certain health care products that contain mercury; prohibit. <b>(Sen. R. Jelinek)</b>
495		1426	Yes	12/28	12/29	12/29/06	Insurance; health; certain government employees having rights under the patient's right to independent review act; provide for. <b>(Sen. B. Hammerstrom)</b>
496		670	Yes	12/28	12/29	12/29/06	Property; conveyances; sale of certain state owned property in St. Clair flats to leaseholders; provide for. <b>(Sen. M. McManus)</b>
497		459	Yes	12/28	12/29	1/3/07 #	Liens; construction; various provisions regarding construction liens on residential property, including fees for membership in the homeowner construction lien recovery fund; revise. <b>(Sen. R. Basham)</b>
498		868	Yes	12/28	12/29	12/29/06	Property tax; delinquent taxes; distribution of revenue generated from the tax reversion process; expand. <b>(Sen. L. Toy)</b>
499	4317		Yes	12/28	12/29	12/29/06	Counties; other; county road commission; provide option to expand membership or eliminate. <b>(Rep. A. Lipsey)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
500	5453		Yes	12/28	12/29	12/29/06	Natural resources; forests; report on site restrictions that restrain timber sales; provide for on state lands. <b>(Rep. T. Casperson)</b>
501		162	Yes	12/28	12/29	12/29/06 #	Liquor; licenses; redevelopment project area liquor license; create and substitute for development district license. <b>(Sen. G. Jacobs)</b>
502		163	Yes	12/28	12/29	12/29/06 #	Liquor; licenses; development district liquor licenses; revise issuance. <b>(Sen. J. Allen)</b>
503		840	No	12/28	12/29	3/30/07	Agriculture; fertilizer; labeling requirements; modify, and make several revisions. <b>(Sen. W. Kuipers)</b>
504		927	Yes	12/28	12/29	12/29/06 #	Trade; containers; handling of liquefied petroleum gas containers; require training. <b>(Sen. J. Allen)</b>
505		928	Yes	12/28	12/29	12/29/06 #	Trade; containers; transfer of liquefied petroleum gas into and out of containers; create civil remedy for unauthorized transfer and affirmative defense in collection action. <b>(Sen. J. Allen)</b>
506		1104	Yes	12/28	12/29	3/1/07	Civil procedure; costs and fees; cost of publishing legal notices; index to inflation. <b>(Sen. A. Cropsey)</b>
507		1110	Yes	12/28	12/29	12/29/06	Criminal procedure; probation; allowable term of probation for misdemeanor child abuse; increase. <b>(Sen. V. Garcia)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
508		1125	Yes	12/28	12/29	12/29/06	Consumer protection; unfair trade practices; unauthorized use of name of recording group by performing music group; prohibit. <b>(Sen. M. Scott)</b>
509		1257	Yes	12/28	12/29	12/29/06	Traffic control; traffic regulation; procedures for wreckers towing certain vehicles; clarify. <b>(Sen. A. Sanborn)</b>
510		1266	Yes	12/28	12/29	4/1/07	Occupations; notaries public; eligibility for licensed attorneys to serve as notaries public; provide for. <b>(Sen. M. Bishop)</b>
511		1269	Yes	12/28	12/29	12/29/06	Insurance; life; group life insurance general amendments; provide for. <b>(Sen. G. Van Woerkom)</b>
512		1393	Yes	12/28	12/29	12/29/06 #	Single business tax; credit; technical amendments in the social welfare act; coordinate programs with individual or family development account program act. <b>(Sen. B. Hardiman)</b>
513		640	Yes	12/28	12/29	1/1/07 #	Income tax; other; individual or family development account program act; create. <b>(Sen. S. Thomas)</b>
514	5022		Yes	12/28	12/29	12/29/06 #	Income tax; credit; contributions into individual or family development accounts; provide for. <b>(Rep. D. Robertson)</b>
515		1398	Yes	12/28	12/29	12/29/06	Education; school districts; applicability of urban cooperation act of 1967 to agreements or cooperative arrangements among school districts and intermediate school districts; clarify. <b>(Sen. W. Kuipers)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
516		1399	Yes	12/28	12/29	12/29/06	Vehicles; registration plates; use of in-transit repair plate; clarify. <b>(Sen. S. Johnson)</b>
517		1404	Yes	12/28	12/29	12/29/06	Crimes; penalties; harassing, interfering with, or injuring person engaged in search and rescue operation or search and rescue animal; prohibit, and provide penalties. <b>(Sen. M. Goschka)</b>
518		1405	Yes	12/28	12/29	12/29/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of harassing, interfering with, or injuring person engaged in search and rescue operation or search and rescue animal; enact. <b>(Sen. M. Goschka)</b>
519		1408	Yes	12/28	12/29	12/29/06	Natural resources; gas and oil; treatment of gas and oil rights in tax foreclosure process; clarify. <b>(Sen. P. Birkholz)</b>
520		1418	Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; revise definitions. <b>(Sen. R. Basham)</b>
521		1419	Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; allow scrap tires to be delivered to or hauled by additional categories of persons. <b>(Sen. L. Brater)</b>
522		1420	Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; revise storage requirements and exempt commodity storage from bond requirement. <b>(Sen. M. Schauer)</b>

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523		1421	Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; revise requirements for scrap tire processors to be exempt from bonding. <b>(Sen. R. Jelinek)</b>
524		1422	Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; expand activities eligible for grants and provide for lien for cost of cleanup of certain sites. <b>(Sen. P. Birkholz)</b>
525		1423	Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; require report and establish advisory committee. <b>(Sen. M. McManus)</b>
526		1424	Yes	12/28	12/29	12/29/06 #	Vehicles; registration; funding for scrap tire regulatory fund; extend sunset. <b>(Sen. M. McManus)</b>
527	6474		Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; require registration of portable tire shredders and expand categories of delivery destinations reportable on manifest. <b>(Rep. P. Pavlov)</b>
528	6475		Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; provide for lien on certain cleanup sites. <b>(Rep. M. Gillard)</b>
529	6476		Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; require maintenance of records by retreaders. <b>(Rep. D. Palsrok)</b>
530	6477		Yes	12/28	12/29	12/29/06 #	Environmental protection; solid waste; scrap tire program; confer inspection authority. <b>(Rep. F. Miller)</b>

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531		1481	Yes	12/28	12/29	12/29/06	Natural resources; inland lakes; general permits; authorize for projects including the maintenance or repair of certain pipelines. <b>(Sen. P. Birkholz)</b>
532		1495	Yes	12/28	12/29	12/29/06	Corrections; parole; appointment of attorney for indigent prisoners at certain parole revocation hearings; allow. <b>(Sen. A. Cropsey)</b>
533		1508	Yes	12/28	12/29	12/29/06	Corrections; other; procedures relating to prisoner disruption and escape; revise to include private prison. <b>(Sen. M. McManus)</b>
534		095	Yes	12/28	12/29	12/29/06	Education; other; requirement for instructional hours; revise in school code to conform to school aid act. <b>(Sen. V. Garcia)</b>
535	6631		Yes	12/28	12/29	12/29/06	Crimes; escape; definition of place of confinement for purposes of establishing prison break; revise, and increase penalty. <b>(Rep. G. Hansen)</b>
536	6632		Yes	12/28	12/29	12/29/06 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of escaping from prison or other lawful place of confinement; revise to reflect increased penalty. <b>(Rep. G. Hansen)</b>
537	5815		Yes	12/28	12/29	1/1/07	Insurance; health; continuation of health coverage for dependent students who leave college for medical reasons; require. <b>(Rep. P. Pavlov)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

# - Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
538	5816		Yes	12/28	12/29	1/1/07	Insurance; health care corporations; continuation of health coverage for dependent students who leave college for medical reasons; require. <b>(Rep. P. Pavlov)</b>
539	5853		Yes	12/28	12/29	12/29/06	Liquor; licenses; special license; expand issuance. <b>(Rep. R. Jones)</b>
540	5999		Yes	12/28	12/29	12/29/06	Corrections; state facilities; furnishing cellular telephones or other wireless communication devices to prisoners; prohibit. <b>(Rep. P. Condino)</b>
541	6000		Yes	12/28	12/29	12/29/06 #	Criminal procedure; sentencing guidelines; guidelines for crime of furnishing cell phones or similar devices to prisoners; create. <b>(Rep. P. Condino)</b>
542	6032		Yes	12/28	12/29	12/29/06	Insurance; health; patient rights to independent review; clarify. <b>(Rep. R. Kahn)</b>
543	6181		Yes	12/28	12/29	12/29/06	Criminal procedure; arrests; use of LEIN to determine if person is on parole; require, and provide notification to department of corrections. <b>(Rep. D. Acciavatti)</b>
544	6271		No	12/28	12/29	3/30/07	Courts; contempt; punishment for criminal contempt; revise to include probation. <b>(Rep. D. Law)</b>
545	6363		Yes	12/28	12/29	12/29/06	Law enforcement; other; confiscation of lawfully possessed firearms when a state of emergency is declared; prohibit under certain circumstances. <b>(Rep. S. Hummel)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

# - Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
546	6364		Yes	12/28	12/29	12/29/06	Weapons; firearms; confiscation of lawfully possessed firearms when a state of emergency is declared; amend the governor's emergency powers act to prohibit. <b>(Rep. S. Hummel)</b>
547	6449		Yes	12/28	12/29	12/29/06	Liquor; other; notice regarding back taxes under the successor liability law; clarify. <b>(Rep. J. Kooiman)</b>
548	6553		No	12/28	12/29	3/30/07	Criminal procedure; sentencing guidelines; offense variable involving multiple victims; expand to award points for financial "injury" to victims. <b>(Rep. J. Stakoe)</b>
549	4806		Yes	12/28	12/29	12/29/06 #	Traffic control; traffic regulation; enforcement of certain Michigan vehicle code violations on publicly accessible private roads; allow. <b>(Rep. J. Stakoe)</b>
550	5033		Yes	12/28	12/29	12/29/06	Property tax; exemptions; methane digester and methane digester electric generating system; exempt. <b>(Rep. R. Ball)</b>
551	5278		No	12/28	12/29	3/30/07	Animals; dogs; local units of government providing information to dog owners concerning microchip implantation and tattoo identification; require when issuing a dog license. <b>(Rep. S. Bieda)</b>
552	5657		No	12/28	12/29	3/30/07	Crimes; controlled substances; drug free zones; expand to include libraries. <b>(Rep. G. Cushingberry)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
553	5658		No	12/28	12/29	3/30/07 #	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of possessing or distributing a controlled substance within 1,000 feet of a library; enact. <b>(Rep. G. Cushingberry)</b>
554	6043		Yes	12/28	12/29	12/29/06	Economic development; commercial redevelopment; definition of commercial property; revise to include multifamily residential use and provide other amendments. <b>(Rep. J. Pastor)</b>
555	6239		Yes	12/28	12/29	12/29/06	Counties; financing; fiscal year; provide for alternative dates. <b>(Rep. D. Hildenbrand)</b>
556	6322		Yes	12/28	12/29	12/29/06	Local government; other; abandoned bicycles; allow to be donated to a licensed charity. <b>(Rep. J. Stakoe)</b>
557	6348		Yes	12/28	12/29	12/29/06	Law enforcement; investigations; disclosures to crime stoppers organizations; provide for confidentiality. <b>(Rep. W. Van Regenmorter)</b>
558	6416		Yes	12/28	12/29	12/29/06	Criminal procedure; forfeiture; payment of forfeited funds to certain nonprofit crime prevention entities; allow under certain circumstances. <b>(Rep. D. Hildenbrand)</b>
559	6394		Yes	12/28	12/29	12/29/06	Corrections; jails; local corrections officers and certain city jail or lockup employees; exempt from concealed weapons law under certain circumstances. <b>(Rep. R. Jones)</b>

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
560	6636		Yes	12/28	12/29	12/29/06	Environmental protection; hazardous waste; air emission standards for equipment leaks; adopt federal exceptions for automotive surface coating operations. <b>(Rep. D. Palsrok)</b>
561	6245		Yes	12/28	12/29	12/29/06	Agriculture; animals; regulations for privately owned cervidae producers; modify. <b>(Rep. T. Casperson)</b>
562	6137		Yes	12/28	12/29	1/1/07	Vehicles; fund-raising registration plates; procedure to establish fund-raising plates; provide for and create support our troops plate. <b>(Rep. P. LaJoy)</b>
563		647	Yes	12/28	12/29	12/29/06	Labor; fair employment practices; certain statements made by law enforcement officers to law enforcement agencies; regulate use and disclosure of. <b>(Sen. A. Sanborn)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto	4328					1/10/07	Elections; petitions; size of initiative and referendum petition form; revise. <b>(Rep. L. Drolet)</b>
Veto	4596					6/26/06	Criminal procedure; sentencing guidelines; violations in a drug free park zone; include in sentencing guidelines. <b>(Rep. B. Caul)</b>
Veto	5300					12/29/06	Housing; housing development authority; requirement for a valid social security number for state-backed loan eligibility; provide for. <b>(Rep. R. Gosselin)</b>
Veto	5301					1/3/07	Higher education; financial aid; Michigan nursing scholarship act; clarify citizenship requirement. <b>(Rep. B. Vander Veen)</b>
Veto	5302					1/3/07	Higher education; financial aid; part-time independent student grant program; clarify citizenship requirement. <b>(Rep. J. Hoogendyk)</b>
Veto	5303					1/3/07	Higher education; financial aid; state competitive scholarships; add citizenship requirement. <b>(Rep. J. Pastor)</b>
Veto	5304					1/3/07	Higher education; financial aid; work-study program; clarify citizenship requirement. <b>(Rep. R. Gosselin)</b>
Veto	5305					1/3/07	Higher education; financial aid; MWS work-study program; clarify citizenship requirement. <b>(Rep. J. Marleau)</b>
Veto	5306					1/3/07	Higher education; financial aid; Michigan educational opportunity grant program; clarify citizenship requirement. <b>(Rep. P. LaJoy)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

# - Tie bar

Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto	5307					1/3/07	Higher education; financial aid; tuition grants for students by independent colleges; add citizenship requirement. <b>(Rep. J. Stahl)</b>
Veto	5308					1/3/07	Higher education; financial aid; tuition differential grants; add citizenship requirement. <b>(Rep. J. Stahl)</b>
Veto	5309					1/3/07	Higher education; financial aid; legislative merit award scholarships; add citizenship requirement. <b>(Rep. K. Green)</b>
Veto	5355					2/3/06	Taxation; administration; issuance of retroactive application; modify. <b>(Rep. F. Sheen)</b>
Veto	5363					2/3/06	Taxation; administration; authority of state treasurer to settle tax disputes; provide for certain procedures. <b>(Rep. J. Stakoe)</b>
Veto	5386					2/3/06	Use tax; exemptions; certain exemptions; eliminate. <b>(Rep. R. Kahn)</b>
Veto	5447					2/3/06	Labor; health and safety; promulgation of rules regarding workplace ergonomics; prohibit. <b>(Rep. R. Jones)</b>
Veto	5637					1/10/07	Traffic control; violations; weight restriction during frost restriction periods; provide exemption for trucks transporting heating fuel under certain circumstances. <b>(Rep. J. Kooiman)</b>
Veto	5648					5/12/06	Elections; election officials; board of state canvassers and director of elections; revise duties concerning ballot question petitions. <b>(Rep. T. Schuitmaker)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto	5649					5/12/06	Elections; election officials; court review of determination made by state director of elections; revise to include. <b>(Rep. B. Vander Veen)</b>
Veto	5650					5/12/06	Elections; election officials; board of state canvassers and director of elections; revise duties concerning ballot question petitions. <b>(Rep. C. Ward)</b>
Veto	5743					3/31/06	Single business tax; repeal; repeal of single business tax; provide for. <b>(Rep. L. Drolet)</b>
Veto	5744					3/23/06	Mental health; code; promulgating rules, or establishing guidelines or policies that grant preferences in licensure to regulated facilities that have collective bargaining agreements with employees; prohibit. <b>(Rep. B. Caswell)</b>
Veto	5745					3/23/06	Health; code; promulgating rules or exceptions to rules that grant preferences in licensure to providers, facilities, or employers licensed under the code that have collective bargaining agreements with employees; prohibit. <b>(Rep. R. Shaffer)</b>
Veto	6004					1/10/07	Education; intermediate school districts; procedures for the election of intermediate school district boards and certain provisions concerning intermediate school district expenditures; revise and allow certain enrollment preference for certain public school academies. <b>(Rep. B. Palmer)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto	6440					12/28/06	Children; protection; office of children's ombudsman; transfer to legislative council. <b>(Rep. D. Law)</b>
Veto	6694					1/10/07	Local government; bonds; prefunded retiree health care; provide for. <b>(Rep. D. Hildenbrand)</b>
Veto		102				1/4/07	Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility. <b>(Sen. A. Cropsey)</b>
Veto		179				3/3/06	Labor; youth employment; youth employment standards; revise maximum number of hours a minor may work. <b>(Sen. T. Stamas)</b>
Veto		248				12/22/06	Traffic control; speed restrictions; establishing speed restrictions on dirt and gravel roads; revise. <b>(Sen. B. Patterson)</b>
Veto		297				6/23/06	Vehicles; motorcycles; requirement of wearing crash helmets; provide exceptions under certain circumstances. <b>(Sen. A. Cropsey)</b>
Veto		372				3/31/06	Local government; public services; certain city managed water and sewer systems; provide for regionalization of. <b>(Sen. L. Toy)</b>
Veto		050				9/22/06	Liquor; licenses; "catering permit" for on-premises licensees to serve alcohol at locations other than the licensed premises under certain circumstances; provide for. <b>(Sen. S. Johnson)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto		613				1/5/07	Criminal procedure; sentencing guidelines; crime of false report initiating special investigation; enact. <b>(Sen. C. Brown)</b>
Veto		631				1/5/07	Occupations; individual licensing and regulation; licensing fees; increase. <b>(Sen. N. Cassis)</b>
Veto		632				1/5/07	Occupations; individual licensing and regulation; residential builders; increase licensing fees, require department to keep record of complaints, require background checks on applicants, and increase penalty for unlicensed builder. <b>(Sen. N. Cassis)</b>
Veto		957				2/3/06	Single business tax; credit; alternative tax rate and percentage reduction in tax liability; revise. <b>(Sen. N. Cassis)</b>
Veto		973				5/12/06	Elections; election officials; board of state canvassers and director of elections; revise duties concerning ballot question language. <b>(Sen. B. Hammerstrom)</b>
Veto		974				5/12/06	Elections; election officials; board of state canvassers and director of elections; revise duties concerning ballot questions. <b>(Sen. W. Kuipers)</b>
Veto		975				5/12/06	Elections; election officials; board of state canvassers and director of elections; revise duties concerning ballot questions. <b>(Sen. M. Bishop)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto		976				5/12/06	Elections; election officials; board of state canvassers and director of elections; revise duties concerning ballot question petitions. <b>(Sen. A. Cropsey)</b>
Veto		1026				3/23/06	Administrative procedure; rules; rule or exception to a rule; clarify in regard to the presence or lack of a collective bargaining agreement with employees. <b>(Sen. B. Hardiman)</b>
Veto		1027				3/23/06	Human services; adult foster care; promulgating rules, or establishing guidelines or policies that grant preferences in licensure to regulated facilities that have collective bargaining agreements with employees; prohibit. <b>(Sen. A. Cropsey)</b>
Veto		1028				3/23/06	Human services; other; promulgating rules, or establishing guidelines or policies that grant preferences in licensure to regulated facilities that have collective bargaining agreements with employees; prohibit. <b>(Sen. A. Sanborn)</b>
Veto		1081				12/21/06	Appropriations; capital outlay; 2006-2007 fiscal year; provide for. <b>(Sen. M. Prusi)</b>
Veto		1273				1/5/07	Occupations; construction; home repair and remodeling; provide for certain disclosures. <b>(Sen. A. Sanborn)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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Public Act No.	Enrolled House Bill	Enrolled Senate Bill	I.E.* Yes / No	Governor Approved Date	Filed Date	Effective Date	Subject
Veto		1289				1/4/07	Mental health; other; provision relating to appointment of community mental health board; repeal. <b>(Sen. B. Hammerstrom)</b>
Veto		1412				1/4/07	Children; protection; federal requirement to submit central registry cases to national database; comply. <b>(Sen. A. Sanborn)</b>

\*\* - Act takes effect on the 91<sup>st</sup> day after *sine die* adjournment of the Legislature.

\*\*\* - See Act for applicable effective date.

+ - Line item veto

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**MICHIGAN ADMINISTRATIVE CODE TABLE**  
**(2007 SESSION)**

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*MCL 24.208 states in part:*

*“Sec. 8. (1) The State Office of Administrative Hearings and Rules shall publish the Michigan register at least once each month. The Michigan register shall contain all of the following:*

\*       \*       \*

*(i) Other official information considered necessary or appropriate by the State Office of Administrative Hearings and Rules.”*

*The following table cites administrative rules promulgated during the year 2000, and indicates the effect of these rules on the Michigan Administrative Code (1979 ed.).*

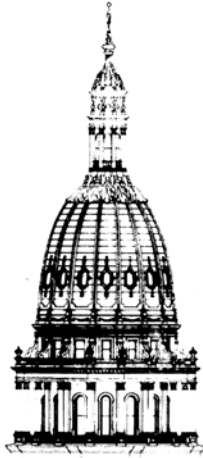
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**MICHIGAN ADMINISTRATIVE CODE TABLE**  
**(2007 RULE FILINGS)**

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R Number	Action	2007 MR Issue	R Number	Action	2007 MR Issue
281.421	A	3	339.22653	R	2
281.422	A	3	339.22654	R	2
281.423	A	3	339.22655	R	2
281.424	A	3	339.22659	*	2
281.425	A	3	339.22663	R	2
281.426	A	3	339.22664	R	2
281.427	A	3	339.22665	*	2
281.428	A	3	400.9101	*	2
281.429	A	3	400.9306	*	2
325.2651	*	3	400.9401	*	2
325.2652	*	3	400.9501	*	2
325.2653	*	3	400.12101	*	2
325.2654	*	3	400.12202	*	2
325.2655	*	3	400.12214	A	2
325.2656	*	3	400.12310	*	2
325.2657	*	3	400.12312	*	2
325.2658	*	3	400.12605	*	2
325.60025	*	3	460.2701	A	3
336.1660	A	2	460.2702	A	3
336.1661	A	2	460.2703	A	3
339.22203	*	2	460.2704	A	3
339.22213	*	2	460.2705	A	3
339.22601	*	2	460.2706	A	3
339.22602	*	2	460.2707	A	3
339.22603	*	2			
339.22604	*	2			
339.22605	*	2			
339.22606	A	2			
339.22607	*	2			
339.22609	*	2			
339.22613	*	2			
339.22615	*	2			
339.22617	*	2			
339.22631	*	2			
339.22639	R	2			
339.22641	R	2			
339.22645	*	2			
339.22651	*	2			
339.22652	A	2			

(\* Amendment to Rule, **A** Added Rule, **N** New Rule, **R** Rescinded Rule)



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